

**Annual Administrative Code Supplement
2023 Edition**

**DEPARTMENT OF EDUCATION
STATE BOARD OF EDUCATION**

SCHOOL DISTRICT PUPIL ACCOUNTING FOR DISTRIBUTION OF STATE AID

R 340.1
Source: 2008 AACS.

R 340.2
Source: 2008 AACS.

R 340.3
Source: 2008 AACS.

R 340.4
Source: 2008 AACS.

R 340.5
Source: 2008 AACS.

R 340.6
Source: 2008 AACS.

R 340.7
Source: 2008 AACS.

R 340.8
Source: 1997 AACS.

R 340.10
Source: 2008 AACS.

R 340.10a
Source: 2008 AACS.

R 340.11
Source: 2008 AACS.

R 340.12
Source: 2008 AACS.

R 340.13
Source: 2008 AACS.

R 340.14
Source: 2008 AACS.

R 340.15
Source: 2008 AACS.

R 340.16
Source: 2008 AACS.

R 340.17
Source: 2008 AACS.

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R 340.18
Source: 2008 AACS.

**DEPARTMENT OF EDUCATION
SUPERINTENDENT OF PUBLIC INSTRUCTION**

RELEASE OF CHILDREN FOR ATTENDING RELIGIOUS INSTRUCTION CLASSES

R 340.71
Source: 2017 AACS.

R 340.72
Source: 2017 AACS.

R 340.73
Source: 2017 AACS.

R 340.74
Source: 2017 AACS.

R 340.75
Source: 2017 AACS.

INTERSCHOLASTIC ATHLETICS

R 340.81
Source: 1997 AACS.

R 340.82
Source: 1997 AACS.

R 340.83
Source: 1997 AACS.

R 340.84
Source: 1997 AACS.

R 340.85
Source: 1997 AACS.

R 340.86
Source: 1997 AACS.

R 340.87
Source: 1997 AACS.

R 340.88
Source: 1997 AACS.

R 340.89
Source: 1997 AACS.

R 340.90
Source: 1997 AACS.

R 340.91

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Source: 1997 AACS.

R 340.92

Source: 1997 AACS.

R 340.101

Source: 1997 AACS.

R 340.102

Source: 1997 AACS.

R 340.103

Source: 1997 AACS.

R 340.104

Source: 1997 AACS.

R 340.105

Source: 1997 AACS.

R 340.106

Source: 1997 AACS.

R 340.107

Source: 1997 AACS.

R 340.108

Source: 1997 AACS.

R 340.109

Source: 1997 AACS.

R 340.110

Source: 1997 AACS.

R 340.111

Source: 1997 AACS.

R 340.112

Source: 1997 AACS.

R 340.121

Source: 1997 AACS.

R 340.122

Source: 1997 AACS.

R 340.123

Source: 1997 AACS.

R 340.124

Source: 1997 AACS.

R 340.125

Source: 1997 AACS.

R 340.126

Source: 1997 AACS.

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R 340.127
Source: 1997 AACS.

R 340.128
Source: 1997 AACS.

R 340.129
Source: 1997 AACS.

R 340.130
Source: 1997 AACS.

R 340.131
Source: 1997 AACS.

R 340.132
Source: 1997 AACS.

R 340.141
Source: 1997 AACS.

R 340.142
Source: 1997 AACS.

R 340.143
Source: 1997 AACS.

R 340.144
Source: 1997 AACS.

R 340.145
Source: 1997 AACS.

R 340.151
Source: 1997 AACS.

R 340.152
Source: 1997 AACS.

R 340.153
Source: 1997 AACS.

R 340.154
Source: 1997 AACS.

R 340.155
Source: 1997 AACS.

R 340.161
Source: 1997 AACS.

R 340.162
Source: 1997 AACS.

R 340.163
Source: 1997 AACS.

R 340.164
Source: 1997 AACS.

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WORK-CAMP PERMITS

- R 340.181**
Source: 1997 AACS.
- R 340.182**
Source: 1997 AACS.
- R 340.183**
Source: 1997 AACS.

**SUPERINTENDENT OF PUBLIC INSTRUCTION
WORK PERMITS**

- R 340.186**
Source: 1997 AACS.
- R 340.187**
Source: 1997 AACS.

**STATE BOARD OF EDUCATION
DEMONSTRATION PROGRAM FOR OUT-OF-WORK SCHOOL DROPOUTS**

- R 340.201**
Source: 1997 AACS.
- R 340.202**
Source: 1997 AACS.
- R 340.203**
Source: 1997 AACS.
- R 340.204**
Source: 1997 AACS.
- R 340.205**
Source: 1997 AACS.
- R 340.206**
Source: 1997 AACS.
- R 340.207**
Source: 1997 AACS.
- R 340.208**
Source: 1997 AACS.
- R 340.209**
Source: 1997 AACS.
- R 340.210**
Source: 1997 AACS.
- R 340.211**
Source: 1997 AACS.

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R 340.212
Source: 1997 AACS.

R 340.213
Source: 1997 AACS.

R 340.214
Source: 1997 AACS.

DEPARTMENT OF EDUCATION

STATE BOARD OF EDUCATION

USE OF SCHOOL BUS FOR TRANSPORTATION OF SENIOR CITIZENS

R 340.231
Source: 2017 AACS.

R 340.232
Source: 2017 AACS.

R 340.233
Source: 2017 AACS.

R 340.234
Source: 2017 AACS.

R 340.235
Source: 2017 AACS.

R 340.236
Source: 2017 AACS.

R 340.237
Source: 2017 AACS.

R 340.238
Source: 2017 AACS.

DEPARTMENT OF EDUCATION

SUPERINTENDENT OF PUBLIC INSTRUCTION

**FEEs FOR TRANSPORTING PUPILS TO OR FROM NONMANDATORY
AND NONCREDIT EVENTS**

R 340.241
Source: 2018 AACS.

R 340.242
Source: 2018 AACS.

R 340.243
Source: 1979 AC.

STATE AID FOR TRANSPORTATION OF SCHOOLCHILDREN

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R 340.271
Source: 1997 AACS.

R 340.272
Source: 1997 AACS.

R 340.273
Source: 1997 AACS.

R 340.274
Source: 1997 AACS.

R 340.275
Source: 1997 AACS.

R 340.276
Source: 1997 AACS.

R 340.277
Source: 1997 AACS.

R 340.278
Source: 1997 AACS.

R 340.279
Source: 1997 AACS.

**DEPARTMENT OF EDUCATION
SUPERINTENDENT OF PUBLIC INSTRUCTION
TRANSPORTATION OF NONPUBLIC SCHOOL CHILDREN**

R 340.281
Source: 2018 AACS.

R 340.282
Source: 2018 AACS.

AUXILIARY SERVICES FOR NONPUBLIC SCHOOLCHILDREN

R 340.291
Source: 1979 AC.

R 340.292
Source: 1979 AC.

R 340.293
Source: 1979 AC.

R 340.294
Source: 1979 AC.

R 340.295

Source: 1979 AC.

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**DEPARTMENT OF TREASURY
QUALIFICATION OF SCHOOL DISTRICT BONDS**

R 340.301
Source: 1997 AACS.

R 340.311
Source: 2008 AACS.

R 340.351
Source: 1998-2000 AACS.

R 340.352
Source: 1998-2000 AACS.

R 340.353
Source: 1998-2000 AACS.

R 340.354
Source: 1998-2000 AACS.

R 340.355
Source: 1998-2000 AACS.

DRIVER SAFETY SCHOOLS

R 340.431
Source: 1979 AC.

R 340.432
Source: 1979 AC.

R 340.433
Source: 1979 AC.

R 340.434
Source: 1979 AC.

R 340.435
Source: 1979 AC.

R 340.436
Source: 1979 AC.

SOLICITORS FOR PRIVATE SCHOOLS

R 340.471
Source: 2014 AACS.

R 340.472
Source: 2014 AACS.

R 340.473
Source: 2014 AACS.

R 340.474
Source: 2014 AACS.

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R 340.475
Source: 2014 AACCS.

R 340.476
Source: 2014 AACCS.

R 340.477
Source: 2014 AACCS.

R 340.478
Source: 2014 AACCS.

R 340.479
Source: 2014 AACCS.

**MICHIGAN DEPARTMENT OF EDUCATION
OFFICE OF SCHOOL IMPROVEMENT
BOARDING SCHOOL LICENSES**

R 340.481
Source: 2015 AACCS.

R 340.482
Source: 2005 AACCS.

R 340.483
Source: 2015 AACCS.

R 340.484
Source: 2015 AACCS.

R 340.485
Source: 2015 AACCS.

R 340.486
Source: 2015 AACCS.

R 340.487
Source: 2015 AACCS.

R 340.488
Source: 2015 AACCS.

R 340.489
Source: 2015 AACCS.

**DEPARTMENT OF EDUCATION
STATE BOARD OF EDUCATION
PUBLIC SCHOOL DAY CARE PROGRAMS**

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R 340.491
Source: 1997 AACS.

R 340.492
Source: 1997 AACS.

R 340.493
Source: 1997 AACS.

R 340.494
Source: 1997 AACS.

TEACHERS OF EMOTIONALLY DISTURBED CHILDREN

R 340.541
Source: 1997 AACS.

R 340.542
Source: 1997 AACS.

REIMBURSEMENT UNDER NATIONAL SCHOOL LUNCH PROGRAM

R 340.601
Source: 2011 AACS.

R 340.602
Source: 2011 AACS.

R 340.603
Source: 2011 AACS.

R 340.604
Source: 2011 AACS.

R 340.605
Source: 2011 AACS.

PSYCHOLOGIST REGISTRATION

R 340.801
Source: 1997 AACS.

R 340.802
Source: 1997 AACS.

R 340.803
Source: 1997 AACS.

R 340.804
Source: 1997 AACS.

R 340.805
Source: 1997 AACS.

R 340.806
Source: 1997 AACS.

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R 340.807
Source: 1997 AACS.

R 340.808
Source: 1997 AACS.

**DEPARTMENT OF EDUCATION
SUPERINTENDENT OF PUBLIC INSTRUCTION
FINANCIAL ACCOUNTING SYSTEMS FOR PUBLIC SCHOOLS**

R 340.851
Source: 2018 AACS.

R 340.852
Source: 2018 AACS.

R 340.853
Source: 2018 AACS.

R 340.854
Source: 2018 AACS.

R 340.855
Source: 2018 AACS.

R 340.856
Source: 1979 AC.

R 340.857
Source: 1979 AC.

JUNIOR AND COMMUNITY COLLEGE CAPITAL OUTLAY MATCHING FUND

R 340.881
Source: 1997 AACS.

R 340.882
Source: 1997 AACS.

R 340.883
Source: 1997 AACS.

R 340.884
Source: 1997 AACS.

R 340.885
Source: 1997 AACS.

R 340.886
Source: 1997 AACS.

R 340.887
Source: 1997 AACS.

R 340.888

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Source: 1997 AACS.

R 340.889

Source: 1997 AACS.

SCHOOL SOCIAL WORKER

R 340.1001

Source: 1979 AC.

R 340.1002

Source: 1979 AC.

R 340.1003

Source: 1979 AC.

R 340.1004

Source: 1979 AC.

R 340.1005

Source: 1979 AC.

R 340.1006

Source: 1979 AC.

R 340.1007

Source: 1979 AC.

R 340.1008

Source: 1979 AC.

R 340.1009

Source: 1979 AC.

R 340.1010

Source: 1979 AC.

R 340.1011

Source: 2011 AACS.

R 340.1012

Source: 2011 AACS.

R 340.1013

Source: 2011 AACS.

R 340.1014

Source: 2011 AACS.

R 340.1015

Source: 2011 AACS.

R 340.1016

Source: 2011 AACS.

R 340.1017

Source: 2011 AACS.

R 340.1018

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Source: 1979 AC.

**DEPARTMENT OF EDUCATION
STATE BOARD OF EDUCATION
PERSONALITY TESTS**

R 340.1101
Source: 2017 AACCS.

R 340.1102
Source: 2017 AACCS.

R 340.1103
Source: 2017 AACCS.

R 340.1104
Source: 2017 AACCS.

R 340.1105
Source: 2017 AACCS.

R 340.1106
Source: 2017 AACCS.

R 340.1107
Source: 2017 AACCS.

**DEPARTMENT OF EDUCATION
SUPERINTENDENT OF PUBLIC INSTRUCTION
EDUCATION OF PREGNANT AND PARENTING STUDENTS**

R 340.1121
Source: 2017 AACCS.

R 340.1122
Source: 2017 AACCS.

R 340.1123
Source: 2013 AACCS.

R 340.1124
Source: 2013 AACCS.

SCHOOL PSYCHOLOGICAL SERVICES

R 340.1151
Source: 1997 AACCS.

R 340.1152
Source: 1997 AACCS.

R 340.1153

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Source: 1997 AACS.

R 340.1154

Source: 1997 AACS.

R 340.1155

Source: 1997 AACS.

R 340.1156

Source: 1997 AACS.

R 340.1157

Source: 1997 AACS.

R 340.1158

Source: 1997 AACS.

CERTIFICATION OF SCHOOL NURSES

R 340.1161

Source: 1979 AC.

R 340.1162

Source: 1979 AC.

R 340.1163

Source: 1979 AC.

R 340.1164

Source: 1979 AC.

R 340.1165

Source: 1979 AC.

R 340.1166

Source: 1979 AC.

R 340.1167

Source: 1979 AC.

R 340.1168

Source: 1979 AC.

R 340.1169

Source: 1979 AC.

R 340.1170

Source: 1979 AC.

SAFETY SPECIFICATIONS FOR SCHOOL BUSES

R 340.1201

Source: 1997 AACS.

R 340.1202

Source: 1997 AACS.

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R 340.1203
Source: 1997 AACS.

R 340.1204
Source: 1997 AACS.

R 340.1211
Source: 1997 AACS.

R 340.1212
Source: 1997 AACS.

R 340.1213
Source: 1997 AACS.

R 340.1214
Source: 1997 AACS.

R 340.1215
Source: 1997 AACS.

R 340.1216
Source: 1997 AACS.

R 340.1231
Source: 1997 AACS.

R 340.1232
Source: 1997 AACS.

USE OF SCHOOL BUSES BY UNITS OF GOVERNMENT

R 340.1251
Source: 2011 AACS.

R 340.1252
Source: 2011 AACS.

R 340.1253
Source: 2011 AACS.

R 340.1254
Source: 2011 AACS.

R 340.1255
Source: 2011 AACS.

R 340.1256
Source: 2011 AACS.

DEPARTMENT OF EDUCATION

STATE BOARD OF EDUCATION

EYE PROTECTION DEVICES

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R 340.1301
Source: 2017 AACS.

R 340.1302
Source: 2017 AACS.

R 340.1303
Source: 2017 AACS.

R 340.1304
Source: 2017 AACS.

R 340.1305
Source: 2017 AACS.

DEPARTMENT OF EDUCATION

STATE BOARD OF EDUCATION

DECLARATORY RULINGS, PROMULGATION OF RULES, AND INFORMATIONAL MATERIALS

R 340.1351
Source: 2016 AACS.

R 340.1352
Source: 2016 AACS.

R 340.1353
Source: 2016 AACS.

R 340.1354
Source: 2016 AACS.

R 340.1355
Source: 2016 AACS.

DEPARTMENT OF EDUCATION

SUPERINTENDENT OF PUBLIC INSTRUCTION

SPECIAL EDUCATION PROGRAMS AND SERVICES

PART 1. GENERAL PROVISIONS

R 340.1701
Source: 2020 AACS.

R 340.1701a
Source: 2020 AACS.

R 340.1701b
Source: 2010 AACS.

R 340.1701c
Source: 2008 AACS.

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- R 340.1702**
Source: 2013 AACS.
- R 340.1703**
Source: 2002 AACS.
- R 340.1704**
Source: 2002 AACS.
- R 340.1705**
Source: 2010 AACS.
- R 340.1706**
Source: 2010 AACS.
- R 340.1707**
Source: 2018 AACS.
- R 340.1708**
Source: 2021 AACS.
- R 340.1709**
Source: 2010 AACS.
- R 340.1709a**
Source: 2010 AACS.
- R 340.1710**
Source: 2010 AACS.
- R 340.1711**
Source: 2010 AACS.
- R 340.1712**
Source: 1997 AACS.
- R 340.1713**
Source: 2010 AACS.
- R 340.1714**
Source: 2010 AACS.
- R 340.1715**
Source: 2010 AACS.
- R 340.1716**
Source: 2010 AACS.
- R 340.1717**
Source: 2004 AACS.
- R 340.1719**
Source: 2018 AACS.
- R 340.1721**
Source: 2013 AACS.
- R 340.1721a**

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Source: 2011 AACS.

R 340.1721b

Source: 2013 AACS.

R 340.1721c

Source: 2011 AACS.

R 340.1721d

Source: 2011 AACS.

R 340.1721e

Source: 2021 AACS.

R 340.1722

Source: 2013 AACS.

R 340.1722a

Source: 2011 AACS.

R 340.1722c

Source: 2002 AACS.

R 340.1722d

Source: 2002 AACS.

R 340.1722e

Source: 2011 AACS.

R 340.1722f

Source: 2002 AACS.

R 340.1723

Source: 2002 AACS.

R 340.1723a

Source: 2002 AACS.

R 340.1723b

Source: 2002 AACS.

R 340.1723c

Source: 2018 AACS.

R 340.1724

Source: 2010 AACS.

R 340.1724a

Source: 2008 AACS.

R 340.1724b

Source: 2002 AACS.

R 340.1724c

Source: 2008 AACS.

R 340.1724d

Source: 2018 AACS.

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R 340.1724e
Source: 2008 AACS.

R 340.1724f
Source: 2020 AACS.

R 340.1724g
Source: 2008 AACS.

R 340.1724h
Source: 2020 AACS.

R 340.1724i
Source: 2008 AACS.

R 340.1725
Source: 2002 AACS.

R 340.1725a
Source: 2002 AACS.

R 340.1725b
Source: 2002 AACS.

R 340.1725c
Source: 2002 AACS.

R 340.1725d
Source: 2002 AACS.

R 340.1725e
Source: 2020 AACS.

R 340.1725f
Source: 2013 AACS.

R 340.1731
Source: 1997 AACS.

R 340.1732
Source: 2013 AACS.

R 340.1733
Source: 2010 AACS.

R 340.1734
Source: 2013 AACS.

R 340.1735
Source: 1997 AACS.

R 340.1736
Source: 2002 AACS.

R 340.1737
Source: 2002 AACS.

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R 340.1738
Source: 2013 AACS.

R 340.1739
Source: 2002 AACS.

R 340.1740
Source: 2002 AACS.

R 340.1741
Source: 2002 AACS.

R 340.1742
Source: 2018 AACS.

R 340.1743
Source: 2002 AACS.

R 340.1744
Source: 2002 AACS.

R 340.1745
Source: 2002 AACS.

R 340.1746
Source: 2022 AACS.

R 340.1747
Source: 2002 AACS.

R 340.1748
Source: 2013 AACS.

R 340.1748a
Source: 2011 AACS.

R 340.1749
Source: 2011 AACS.

R 340.1749a
Source: 2013 AACS.

R 340.1749b
Source: 2013 AACS.

R 340.1749c
Source: 2002 AACS.

R 340.1750
Source: 2002 AACS.

R 340.1751
Source: 2002 AACS.

R 340.1752
Source: 1997 AACS.

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- R 340.1753**
Source: 2002 AACS.
- R 340.1754**
Source: 2013 AACS.
- R 340.1755**
Source: 2013 AACS.
- R 340.1756**
Source: 2005 AACS.
- R 340.1757**
Source: 2005 AACS.
- R 340.1758**
Source: 2013 AACS.
- R 340.1771**
Source: 2008 AACS.
- R 340.1772**
Source: 2010 AACS.
- R 340.1773**
Source: 2002 AACS.
- R 340.1774**
Source: 2002 AACS.
- R 340.1781**
Source: 2013 AACS.
- R 340.1782**
Source: 2005 AACS.
- R 340.1883**
Source: 2015 AACS.
- R 340.1884**
Source: 2015 AACS.
- R 340.1885**
Source: 2015 AACS.
- R 340.1786**
Source: 2005 AACS.
- R 340.1787**
Source: 2005 AACS.
- R 340.1788**
Source: 2005 AACS.
- R 340.1790**
Source: 2013 AACS.

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- R 340.1791**
Source: 2002 AACS.
- R 340.1792**
Source: 2002 AACS.
- R 340.1793**
Source: 2002 AACS.
- R 340.1793a**
Source: 2015 AACS.
- R 340.1794**
Source: 2002 AACS.
- R 340.1795**
Source: 2020 AACS.
- R 340.1796**
Source: 2013 AACS.
- R 340.1797**
Source: 2011 AACS.
- R 340.1798**
Source: 2013 AACS.
- R 340.1799**
Source: 2005 AACS.
- R 340.1799a**
Source: 2005 AACS.
- R 340.1799b**
Source: 2011 AACS.
- R 340.1799c**
Source: 2018 AACS.
- R 340.1799d**
Source: 2002 AACS.
- R 340.1799e**
Source: 2002 AACS.
- R 340.1799f**
Source: 2002 AACS.
- R 340.1799g**
Source: 2013 AACS.
- R 340.1801**
Source: 2002 AACS.
- R 340.1802**
Source: 2013 AACS.

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R 340.1803
Source: 2002 AACS.

R 340.1805
Source: 2002 AACS.

R 340.1806
Source: 2002 AACS.

R 340.1808
Source: 2002 AACS.

R 340.1809
Source: 2013 AACS.

R 340.1810
Source: 2008 AACS.

R 340.1811
Source: 2013 AACS.

R 340.1812
Source: 2002 AACS.

R 340.1831
Source: 2013 AACS.

R 340.1832
Source: 2008 AACS.

R 340.1833
Source: 2002 AACS.

R 340.1834
Source: 2002 AACS.

R 340.1835
Source: 2002 AACS.

R 340.1836
Source: 2020 AACS.

R 340.1837
Source: 2008 AACS.

R 340.1838
Source: 2002 AACS.

R 340.1839
Source: 2013 AACS.

R 340.1851
Source: 2020 AACS.

R 340.1852
Source: 2009 AACS.

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R 340.1853
Source: 2009 AACS.

R 340.1854
Source: 2009 AACS.

R 340.1855
Source: 2009 AACS.

R 340.1861
Source: 2008 AACS.

**PART 10.
BIRTH TO THREE**

R 340.1862
Source: 2013 AACS.

R 340.1863
Source: 2002 AACS.

R 340.1864
Source: 2002 AACS.

R 340.1865
Source: 2002 AACS.

R 340.1866
Source: 2002 AACS.

R 340.1867
Source: 2002 AACS.

R 340.1868
Source: 2002 AACS.

R 340.1869
Source: 2002 AACS.

R 340.1870
Source: 2002 AACS.

R 340.1871
Source: 2002 AACS.

R 340.1872
Source: 2002 AACS.

R 340.1873
Source: 2002 AACS.

**DEPARTMENT OF LABOR AND ECONOMIC GROWTH
DUE PROCESS PROCEDURES FOR SPECIAL EDUCATION HEARINGS**

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R 340.1881
Source: 2006 AACS.

R 340.1882
Source: 2006 AACS.

R 340.1883
Source: 2005 AACS.

R 340.1884
Source: 2005 AACS.

R 340.1885
Source: 2005 AACS.

**DEPARTMENT OF EDUCATION
SUPERINTENDENT OF PUBLIC INSTRUCTION
SUPERINTENDENT OF PUBLIC INSTRUCTION HEARINGS**

R 349.291
Source: 2022 AACS.

**DEPARTMENT OF MANAGEMENT AND BUDGET
MICHIGAN INFORMATION NETWORK
REGIONAL EDUCATIONAL MEDIA CENTERS**

R 380.1
Source: 2015 AACS.

R 380.2
Source: 2015 AACS.

R 380.3
Source: 2015 AACS.

R 380.4
Source: 2015 AACS.

R 380.5
Source: 2015 AACS.

R 380.6
Source: 2015 AACS.

R 380.7
Source: 2015 AACS.

R 380.8
Source: 2015 AACS.

R 380.9
Source: 2015 AACS.

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R 380.10
Source: 2015 AACS.

**DEPARTMENT OF EDUCATION
SUPERINTENDENT OF PUBLIC INSTRUCTION
TEACHER AND SCHOOL ADMINISTRATOR EVALUATION TOOLS**

R 380.21
Source: 2017 AACS.

R 380.22
Source: 2017 AACS.

R 380.23
Source: 2017 AACS.

**DEPARTMENT OF EDUCATION
STATE BOARD OF EDUCATION
TRANSPORTATION OF HANDICAPPED PERSONS**

R 380.51
Source: 1997 AACS.

R 380.52
Source: 1997 AACS.

R 380.53
Source: 1997 AACS.

R 380.54
Source: 1997 AACS.

R 380.55
Source: 1997 AACS.

R 380.56
Source: 1997 AACS.

R 380.57
Source: 1997 AACS.

R 380.58
Source: 1997 AACS.

R 380.59
Source: 1997 AACS.

R 380.60
Source: 1997 AACS.

R 380.61
Source: 1997 AACS.

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SUPERINTENDENT OF PUBLIC INSTRUCTION

SCHOOL ADMINISTRATOR CERTIFICATION CODE

R 380.101
Source: 2019 AACS.

R 380.102
Source: 2019 AACS.

R 380.102a
Source: 2017 AACS.

R 380.103
Source: 2019 AACS.

R 380.104
Source: 2019 AACS.

R 380.105
Source: 2019 AACS.

R 380.106
Source: 2019 AACS.

R 380.107
Source: 2020 AACS.

R 380.107a
Source: 2017 AACS.

R 380.108
Source: 2008 AACS.

R 380.109
Source: 2020 AACS.

R 380.110
Source: 2008 AACS.

R 380.111
Source: 2019 AACS.

R 380.111a
Source: 2017 AACS.

R 380.111b
Source: 2019 AACS.

R 380.112
Source: 2019 AACS.

R 380.113
Source: 2008 AACS.

R 380.114

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Source: 2017 AACS.

R 380.115

Source: 2012 AACS.

R 380.116

Source: 2019 AACS.

R 380.121

Source: 2019 AACS.

R 380.122

Source: 2008 AACS.

R 380.123

Source: 2017 AACS.

R 380.124

Source: 2020 AACS.

R 380.125

Source: 2008 AACS.

R 380.126

Source: 2015 AACS.

R 380.127

Source: 2015 AACS.

R 380.128

Source: 2015 AACS.

R 380.129

Source: 2015 AACS.

R 380.130

Source: 2008 AACS.

R 380.131

Source: 2008 AACS.

R 380.132

Source: 2015 AACS.

R 380.133

Source: 2015 AACS.

R 380.134

Source: 2015 AACS.

R 380.135

Source: 2008 AACS.

R 380.136

Source: 2020 AACS.

DEPARTMENT OF EDUCATION

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**SUPERINTENDENT OF PUBLIC INSTRUCTION
SCHOOL PSYCHOLOGIST CERTIFICATION CODE**

R 380.201
Source: 2019 AACCS.

R 380.202
Source: 2019 AACCS.

R 380.203
Source 2017 AACCS.

R 380.204
Source: 2019 AACCS.

R 380.205
Source: 2019 AACCS.

R 380.206
Source: 2020 AACCS.

R 380.206a
Source 2017 AACCS.

R 380.207
Source: 2019 AACCS.

R 380.208
Source: 2017 AACCS.

R 380.209
Source: 2017 AACCS.

R 380.210
Source: 2017 AACCS.

R 380.211
Source: 2019 AACCS.

R 380.212
Source: 2019 AACCS.

R 380.213
Source: 2020 AACCS.

R 380.214
Source: 2020 AACCS.

**DEPARTMENT OF EDUCATION
SUPERINTENDENT OF PUBLIC INSTRUCTION
SCHOOL ADMINISTRATOR CONTINUING EDUCATION**

R 380.1201

**Annual Administrative Code Supplement
2023 Edition**

Source: 2017 AACS.

DEPARTMENT OF TREASURY

STATE TREASURER

SCHOOL BOND QUALIFICATION, APPROVAL, AND LOAN RULES

PART 1. GENERAL DEFINITIONS

R 388.1

Source: 2014 AACS.

PART 2. SCHOOL BOND QUALIFICATION

R 388.2

Source: 2022 AACS.

R 388.3

Source: 2022 AACS.

R 388.4

Source: 2014 AACS.

R 388.5

Source: 2014 AACS.

PART 3. SCHOOL LOAN REVOLVING FUND LOANS

R 388.6

Source: 2014 AACS.

R 388.7

Source: 2014 AACS.

R 388.8

Source: 2014 AACS.

R 388.9

Source: 2014 AACS.

R 388.10

Source: 2022 AACS.

R 388.11

Source: 2022 AACS.

R 388.12

Source: 2022 AACS.

PART 4. NONCOMPLIANCE

R 388.13

Source: 2022 AACS.

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PART 5. REFUNDING

R 388.14
Source: 2014 AACS.

R 388.15
Source: 2014 AACS.

PART 6. VARIABLE INTEREST RATE DEBT

R 388.16
Source: 2007 AACS.

PART 7. TIME COMPUTATION

R 388.17
Source: 2014 AACS.

PART 8. APPEALS

R 388.18
Source: 2014 AACS.

PART 9. ANNUAL COMPUTED MILLAGE WAIVER

R 388.19
Source: 2014 AACS.

PART 10. USE OF REMAINING PROCEEDS

R 388.20
Source: 2022 AACS.

PART 11. FINAL YEAR OF REPAYMENT

R 388.21
Source: 2014 AACS.

PART 12. EXTENSION OF FINAL MANDATORY REPAYMENT DATE

R 388.22
Source: 2014 AACS.

DEPARTMENT OF EDUCATION

SUPERINTENDENT OF PUBLIC INSTRUCTION

POSTSECONDRARY DUAL ENROLLMENT CRITERIA FOR FIFTH-YEAR HIGH SCHOOL PUPILS

R 388.151
Source: 2015 AACS.

R 388.152
Source: 2015 AACS.

R 388.153

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Source: 2015 AACS.

R 388.154

Source: 2015 AACS.

R 388.155

Source: 2015 AACS.

STATE AID PROGRAMS FOR UNDERPRIVILEGED CHILDREN

R 388.201

Source: 1997 AACS.

R 388.202

Source: 1997 AACS.

R 388.203

Source: 1997 AACS.

R 388.204

Source: 1997 AACS.

R 388.205

Source: 1997 AACS.

STATE AID TO IMPROVE ACHIEVEMENT IN BASIC COGNITIVE SKILLS

R 388.221

Source: 2008 AACS.

R 388.222

Source: 2008 AACS.

R 388.223

Source: 2008 AACS.

R 388.224

Source: 2008 AACS.

R 388.225

Source: 2008 AACS.

R 388.226

Source: 2008 AACS.

R 388.227

Source: 1997 AACS.

R 388.228

Source: 2008 AACS.

R 388.229

Source: 2008 AACS.

R 388.230

Source: 2008 AACS.

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R 388.231
Source: 2008 AACCS.

R 388.234
Source: 1997 AACCS.

TRANSCRIPTION OF EDUCATIONAL MATERIALS INTO BRAILLE

R 388.261
Source: 2008 AACCS.

R 388.262
Source: 2008 AACCS.

R 388.263
Source: 2008 AACCS.

R 388.264
Source: 2008 AACCS.

R 388.265
Source: 2008 AACCS.

CRITICAL HEALTH PROBLEMS EDUCATION PROGRAM

R 388.271
Source: 2012 AACCS.

R 388.272
Source: 2012 AACCS.

R 388.273
Source: 2012 AACCS.

R 388.274
Source: 2012 AACCS.

R 388.275
Source: 2012 AACCS.

GRANTS FOR COMMUNITY SCHOOL PROGRAM

R 388.281
Source: 1997 AACCS.

R 388.282
Source: 1997 AACCS.

R 388.283
Source: 1997 AACCS.

DRIVER EDUCATION

PART 1. GENERAL PROVISIONS

R 388.301
Source: 1979 AC.

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R 388.302
Source: 2011 AACS.

R 388.303
Source: 2011 AACS.

R 388.304
Source: 2011 AACS.

R 388.304a
Source: 2011 AACS.

R 388.305
Source: 2011 AACS.

R 388.306
Source: 2011 AACS.

R 388.306a
Source: 2011 AACS.

R 388.306b
Source: 2011 AACS.

R 388.307
Source: 2011 AACS.

R 388.308
Source: 2011 AACS.

R 388.309
Source: 2011 AACS.

R 388.310
Source: 2011 AACS.

R 388.311
Source: 2011 AACS.

R 388.312
Source: 2011 AACS.

R 388.313
Source: 2011 AACS.

R 388.313a
Source: 2011 AACS.

R 388.313b
Source: 2011 AACS.

R 388.313c
Source: 2011 AACS.

R 388.314
Source: 2011 AACS.

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R 388.314a
Source: 2011 AACS.

R 388.314b
Source: 2011 AACS.

R 388.314c
Source: 2011 AACS.

R 388.314d
Source: 2011 AACS.

R 388.314e
Source: 2011 AACS.

R 388.315
Source: 2011 AACS.

R 388.316
Source: 2011 AACS.

R 388.317
Source: 2011 AACS.

R 388.318
Source: 2011 AACS.

R 388.319
Source: 2011 AACS.

R 388.320
Source: 2011 AACS.

PART 2. SCHOOL DISTRICT DRIVER EDUCATION

R 388.321
Source: 2011 AACS.

R 388.322
Source: 2011 AACS.

R 388.323
Source: 2011 AACS.

R 388.324
Source: 2011 AACS.

PART 3. DRIVER EDUCATION PROVIDED BY ORGANIZATIONS

R 388.331
Source: 2011 AACS.

R 388.332
Source: 2011 AACS.

R 388.333
Source: 2011 AACS.

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R 388.334
Source: 2011 AACS.

R 388.335
Source: 2011 AACS.

R 388.338
Source: 2011 AACS.

R 388.339
Source: 1979 AC.

**DEPARTMENT OF STATE
BUREAU OF DRIVER IMPROVEMENT
DRIVER TRAINING SCHOOLS**

R 388.351
Source: 2011 AACS.

R 388.352
Source: 2011 AACS.

R 388.353
Source: 2011 AACS.

R 388.354
Source: 2011 AACS.

R 388.355
Source: 2011 AACS.

R 388.356
Source: 2011 AACS.

R 388.357
Source: 2011 AACS.

R 388.358
Source: 2011 AACS.

R 388.359
Source: 2011 AACS.

R 388.360
Source: 2011 AACS.

R 388.361
Source: 2011 AACS.

R 388.362
Source: 2011 AACS.

**DEPARTMENT OF EDUCATION
SUPERINTENDENT OF PUBLIC INSTRUCTION
STATE AID FOR TRANSPORTATION OF SCHOOL CHILDREN**

**Annual Administrative Code Supplement
2023 Edition**

- R 388.371**
Source: 2018 AACS.
- R 388.372**
Source: 2012 AACS.
- R 388.373**
Source: 1995 AACS.
- R 388.374**
Source: 2018 AACS.
- R 388.375**
Source: 1995 AACS.
- R 388.376**
Source: 1995 AACS.
- R 388.377**
Source: 2012 AACS.
- R 388.378**
Source: 2018 AACS.
- R 388.379**
Source: 2018 AACS.
- R 388.380**
Source: 2018 AACS.
- R 388.381**
Source: 2018 AACS.
- R 388.382**
Source: 2012 AACS.
- R 388.383**
Source: 2018 AACS.
- R 388.384**
Source: 2018 AACS.
- R 388.385**
Source: 1995 AACS.
- R 388.386**
Source: 2012 AACS.
- R 388.387**
Source: 2012 AACS.
- R 388.388**
Source: 2012 AACS.
- R 388.389**
Source: 1995 AACS.

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**STATE AID FOR MATHEMATICS PROGRAM FOR
EDUCATIONALLY NEEDY CHILDREN**

R 388.401
Source: 1997 AACS.

R 388.402
Source: 1997 AACS.

R 388.403
Source: 1997 AACS.

R 388.404
Source: 1997 AACS.

STATE AID FOR LEARNING DISABILITIES PROGRAMS

R 388.411
Source: 1997 AACS.

R 388.412
Source: 1997 AACS.

R 388.413
Source: 1997 AACS.

R 388.414
Source: 1997 AACS.

R 388.415
Source: 1997 AACS.

R 388.416
Source: 1997 AACS.

STATE AID FOR READING SUPPORT SERVICES

R 388.421
Source: 1997 AACS.

R 388.422
Source: 1997 AACS.

R 388.423
Source: 1997 AACS.

R 388.424
Source: 1997 AACS.

R 388.425
Source: 1997 AACS.

OFF-ROAD RECREATIONAL VEHICLE SAFETY EDUCATION

R 388.451
Source: 2005 AACS.

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R 388.452
Source: 2005 AACS.

R 388.453
Source: 2005 AACS.

R 388.454
Source: 2005 AACS.

R 388.456
Source: 2005 AACS.

R 388.457
Source: 2005 AACS.

R 388.459
Source: 2005 AACS.

R 388.460
Source: 2005 AACS.

R 388.462
Source: 2005 AACS.

R 388.463
Source: 2005 AACS.

R 388.464
Source: 2005 AACS.

R 388.465
Source: 2005 AACS.

R 388.466
Source: 2005 AACS.

R 388.467
Source: 2005 AACS.

R 388.468
Source: 2005 AACS.

R 388.469
Source: 2005 AACS.

R 388.475
Source: 2005 AACS.

R 388.476
Source: 2005 AACS.

R 388.477
Source: 2005 AACS.

R 388.478
Source: 2005 AACS.

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STATE AID FOR PERFORMANCE CONTRACTS

R 388.551
Source: 1997 AACS.

R 388.552
Source: 1997 AACS.

R 388.553
Source: 1997 AACS.

R 388.554
Source: 1997 AACS.

R 388.555
Source: 1997 AACS.

R 388.556
Source: 1997 AACS.

R 388.557
Source: 1997 AACS.

NEIGHBORHOOD EDUCATION CENTERS

R 388.601
Source: 1997 AACS.

R 388.602
Source: 1997 AACS.

R 388.603
Source: 1997 AACS.

R 388.604
Source: 1997 AACS.

IDENTIFICATION OF STUDENTS ELIGIBLE FOR BILINGUAL EDUCATION FUNDING

R 388.701
Source: 2011 AACS.

R 388.702
Source: 2011 AACS.

R 388.703
Source: 2011 AACS.

R 388.704
Source: 2011 AACS.

R 388.705
Source: 2011 AACS.

R 388.706

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Source: 2011 AACCS.

R 388.707

Source: 2011 AACCS.

R 388.708

Source: 2011 AACCS.

R 388.709

Source: 2011 AACCS.

R 388.710

Source: 2011 AACCS.

R 388.711

Source: 2011 AACCS.

**COMMUNITY AND JUNIOR COLLEGES FULL-TIME
EQUATED ENROLLMENT FOR STATE AID**

R 389.1

Source: 1997 AACCS.

R 389.2

Source: 1997 AACCS.

R 389.3

Source: 1997 AACCS.

R 389.4

Source: 1997 AACCS.

**PROPRIETARY SCHOOL UNIT
PROPRIETARY SCHOOLS**

R 390.561

Source: 2014 AACCS.

R 390.562

Source: 2014 AACCS.

R 390.562a

Source: 2014 AACCS.

R 390.563

Source: 2014 AACCS.

R 390.564

Source: 2014 AACCS.

R 390.564a

Source: 2014 AACCS.

R 390.565

Source: 2014 AACCS.

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R 390.566
Source: 1987 AACCS.

R 390.567
Source: 2014 AACCS.

R 390.568
Source: 1998-2000 AACCS.

R 390.569
Source: 2014 AACCS.

**DEPARTMENT OF EDUCATION
HEARINGS**

R 390.621

**DEPARTMENT OF TREASURY
PROJECT COSTS**

R 390.631
Source: 1997 AACCS.

PROJECT COSTS

R 390.641
Source: 1997 AACCS.

**DEPARTMENT OF EDUCATION
STATE BOARD OF EDUCATION
TEACHERS' TENURE**

R 390.661
Source: 2007 AACCS.

SOLICITORS OF PRIVATE TRADE SCHOOLS AND INSTITUTES

R 390.671
Source: 2013 AACCS.

SPECIAL EDUCATION SCHOLARSHIPS

R 390.801
Source: 1997 AACCS.

R 390.802
Source: 1997 AACCS.

R 390.803
Source: 1997 AACCS.

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R 390.804
Source: 1997 AACS.

R 390.805
Source: 1997 AACS.

R 390.806
Source: 1997 AACS.

R 390.807
Source: 1997 AACS.

R 390.808
Source: 1997 AACS.

R 390.809
Source: 1997 AACS.

R 390.810
Source: 1997 AACS.

R 390.811
Source: 1997 AACS.

R 390.812
Source: 1997 AACS.

R 390.813
Source: 1997 AACS.

R 390.814
Source: 1997 AACS.

GRANTS FOR SPECIAL EDUCATION TEACHERS

R 390.821
Source: 1997 AACS.

R 390.822
Source: 1997 AACS.

R 390.823
Source: 1997 AACS.

R 390.824
Source: 1997 AACS.

R 390.825
Source: 1997 AACS.

**DEPARTMENT OF TREASURY
MICHIGAN HIGHER EDUCATION ASSISTANCE AUTHORITY
TUITION GRANTS**

R 390.831

**Annual Administrative Code Supplement
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Source: 1985 AACCS.

R 390.832

Source: 1979 AC.

R 390.833

Source: 1985 AACCS.

R 390.834

Source: 1985 AACCS.

R 390.835

Source: 1985 AACCS.

R 390.836

Source: 1997 AACCS.

R 390.837

Source: 1997 AACCS.

R 390.838

Source: 1985 AACCS.

R 390.839

Source: 1985 AACCS.

R 390.840

Source: 1985 AACCS.

R 390.841

Source: 1985 AACCS.

R 390.842

Source: 1997 AACCS.

R 390.843

Source: 1979 AC.

R 390.844

Source: 1979 AC.

R 390.845

Source: 1991 AACCS.

R 390.846

Source: 1985 AACCS.

R 390.847

Source: 1979 AC.

R 390.848

Source: 1991 AACCS.

R 390.849

Source: 1979 AC.

UNDERGRADUATE SCHOLARS AWARD PROGRAM

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- R 390.871**
Source: 1997 AACCS.
- R 390.872**
Source: 1997 AACCS.
- R 390.873**
Source: 1997 AACCS.
- R 390.874**
Source: 1997 AACCS.
- R 390.875**
Source: 1997 AACCS.
- R 390.876**
Source: 1997 AACCS.
- R 390.877**
Source: 1997 AACCS.
- R 390.878**
Source: 1997 AACCS.
- R 390.879**
Source: 1997 AACCS.
- R 390.880**
Source: 1997 AACCS.

**DEPARTMENT OF TREASURY
MICHIGAN HIGHER EDUCATION ASSISTANCE AUTHORITY
BUREAU OF STUDENT FINANCIAL ASSISTANCE
NURSING SCHOLARSHIP RULES**

- R 390.901**
Source: 2004 AACCS.
- R 390.903**
Source: 2004 AACCS.
- R 390.905**
Source: 2004 AACCS.
- R 390.907**
Source: 2004 AACCS.
- R 390.909**
Source: 2004 AACCS.
- R 390.913**
Source: 2004 AACCS.
- R 390.915**

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Source: 2004 AACS.

STATE COMPETITIVE SCHOLARSHIPS

R 390.921

Source: 1997 AACS.

R 390.922

Source: 1997 AACS.

R 390.923

Source: 1997 AACS.

R 390.924

Source: 1997 AACS.

R 390.925

Source: 1997 AACS.

R 390.926

Source: 1997 AACS.

R 390.927

Source: 1997 AACS.

R 390.928

Source: 1997 AACS.

R 390.929

Source: 1997 AACS.

R 390.930

Source: 1997 AACS.

R 390.931

Source: 1997 AACS.

R 390.932

Source: 1997 AACS.

R 390.933

Source: 1997 AACS.

R 390.934

Source: 1997 AACS.

R 390.935

Source: 1997 AACS.

R 390.936

Source: 1997 AACS.

R 390.937

Source: 1997 AACS.

R 390.938

Source: 1997 AACS.

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R 390.939
Source: 1997 AACS.

R 390.940
Source: 1997 AACS.

R 390.941
Source: 1997 AACS.

R 390.942
Source: 1997 AACS.

R 390.943
Source: 1997 AACS.

**DEPARTMENT OF EDUCATION
HIGHER EDUCATION FACILITIES COMMISSION
GRANTS FOR CONSTRUCTION OF UNDERGRADUATE ACADEMIC FACILITIES**

R 390.961
Source: 1997 AACS.

R 390.962
Source: 1997 AACS.

R 390.963
Source: 1997 AACS.

R 390.964
Source: 1997 AACS.

R 390.965
Source: 1997 AACS.

R 390.966
Source: 1997 AACS.

R 390.967
Source: 1997 AACS.

R 390.968
Source: 1997 AACS.

R 390.969
Source: 1997 AACS.

R 390.970
Source: 1997 AACS.

R 390.970
Source: 1997 AACS.

R 390.972
Source: 1997 AACS.

R 390.973
Source: 1997 AACS.

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**DEPARTMENT OF TREASURY
HIGHER EDUCATION FACILITIES AUTHORITY
EDUCATIONAL LOANS**

R 390.981
Source: 2002 AACCS.

R 390.982
Source: 2002 AACCS.

R 390.983
Source: 2002 AACCS.

R 390.984
Source: 2002 AACCS.

R 390.985
Source: 2002 AACCS.

R 390.986
Source: 2002 AACCS.

R 390.987
Source: 1997 AACCS.

R 390.988
Source: 1997 AACCS.

**DEPARTMENT OF EDUCATION
STATE BOARD OF EDUCATION
GRANTS FOR THE IMPROVEMENT OF UNDERGRADUATE
INSTRUCTION EQUIPMENT**

R 390.1001
Source: 1997 AACCS.

R 390.1002
Source: 1997 AACCS.

R 390.1003
Source: 1997 AACCS.

R 390.1004
Source: 1997 AACCS.

R 390.1005
Source: 1997 AACCS.

R 390.1006
Source: 1997 AACCS.

R 390.1007
Source: 1997 AACCS.

R 390.1008

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Source: 1997 AACS.

R 390.1009

Source: 1997 AACS.

R 390.1010

Source: 1997 AACS.

R 390.1011

Source: 1997 AACS.

R 390.1012

Source: 1997 AACS.

R 390.1013

Source: 1997 AACS.

GRANTS FOR STUDIES FOR EXTENDED SCHOOL YEAR

R 390.1051

Source: 1997 AACS.

R 390.1052

Source: 1997 AACS.

R 390.1053

Source: 1997 AACS.

R 390.1054

Source: 1997 AACS.

R 390.1055

Source: 1997 AACS.

R 390.1056

Source: 1997 AACS.

DEPARTMENT OF EDUCATION

SUPERINTENDENT OF PUBLIC INSTRUCTION

TEACHER CERTIFICATION CODE

PART 1. GENERAL PROVISIONS

R 390.1101

Source: 2020 AACS.

R 390.1103

Source: 2019 AACS.

R 390.1105

Source: 2020 AACS.

R 390.1111

Source: 2019 AACS.

R 390.1115

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Source: 2020 AACCS.

R 390.1117

Source: 2020 AACCS.

R 390.1118

Source: 2019 AACCS.

PART 2. STANDARD TEACHING CERTIFICATE AND INTERIM TEACHING CERTIFICATE

R 390.1121

Source: 2020 AACCS.

R 390.1122

Source: 2017 AACCS.

R 390.1122a

Source: 2020 AACCS.

R 390.1123

Source: 2020 AACCS.

R 390.1124

Source: 2017 AACCS.

R 390.1125

Source: 2020 AACCS.

R 390.1126

Source: 2017 AACCS.

R 390.1127

Source: 2017 AACCS.

R 390.1128

Source: 2012 AACCS.

R 390.1129

Source: 2020 AACCS.

R 390.1129a

Source: 2017 AACCS.

R 390.1129b

Source: 2020 AACCS.

R 390.1130

Source: 2020 AACCS.

PART 3. PROFESSIONAL TEACHING CERTIFICATE

R 390.1131

Source: 2012 AACCS.

R 390.1132

Source: 2019 AACCS.

R 390.1133

Source: 2020 AACCS.

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R 390.1134
Source: 2017 AACS.

R 390.1135
Source: 2020 AACS.

R 390.1136
Source: 2006 AACS.

R 390.1137
Source: 2020 AACS.

R 390.1138
Source: 2020 AACS.

PART 4. SUBSTITUTE PERMITS

R 390.1141
Source: 2020 AACS.

R 390.1142
Source: 2020 AACS.

R 390.1143
Source: 2020 AACS.

R 390.1144
Source: 1989 AACS.

R 390.1145
Source: 2020 AACS.

R 390.1146
Source: 2017 AACS.

R 390.1147
Source: 2017 AACS.

PART 5. TEACHER PREPARATION PROVIDERS

R 390.1151
Source: 2020 AACS.

R 390.1152
Source: 2019 AACS.

R 390.1153
Source: 2019 AACS.

R 390.1154
Source: 2017 AACS.

R 390.1155
Source: 2012 AACS.

R 390.1156

**Annual Administrative Code Supplement
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Source: 2017 AACS.

R 390.1157

Source: 2006 AACS.

PART 6. CTE ENDORSEMENTS, CTE CERTIFICATES, AND ANNUAL AUTHORIZATION

R 390.1161

Source: 2020 AACS.

R 390.1162

Source: 2017 AACS.

R 390.1163

Source: 2020 AACS.

R 390.1164

Source: 2019 AACS.

R 390.1164a

Source: 2020 AACS.

R 390.1165

Source: 2020 AACS.

R 390.1166

Source: 2019 AACS.

R 390.1167

Source: 2019 AACS.

PART 9. EFFECTIVE DATE AND RESCISSION

R 390.1198

Source: 2017 AACS.

R 390.1199

Source: 2017 AACS.

PART 10. DENIAL, SUSPENSION, AND REVOCATION OF TEACHING CERTIFICATES AND STATE BOARD APPROVALS

R 390.1201

Source: 2019 AACS.

R 390.1202

Source: 2015 AACS.

R 390.1203

Source: 2017 AACS.

R 390.1204

Source: 2020 AACS.

R 390.1205

Source: 2006 AACS.

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R 390.1206
Source: 2015 AACCS.

R 390.1207
Source: 2015 AACCS.

R 390.1208
Source: 2006 AACCS.

R 390.1209
Source: 2015 AACCS.

R 390.1210
Source: 2015 AACCS.

R 390.1211
Source: 2006 AACCS.

R 390.1212
Source: 2015 AACCS.

R 390.1213
Source: 2015 AACCS.

R 390.1214
Source: 2015 AACCS.

R 390.1215
Source: 2006 AACCS.

R 390.1216
Source: 2020 AACCS.

DEPARTMENT OF LABOR AND ECONOMIC GROWTH

STATE OFFICE OF ADMINISTRATIVE HEARINGS AND RULES

**ADMINISTRATIVE HEARINGS FOR THE SUSPENSION AND REVOCATION OF MICHIGAN TEACHING
CERTIFICATES**

R 390.1251
Source: 2015 AACCS.

DEPARTMENT OF EDUCATION

SUPERINTENDENT OF PUBLIC INSTRUCTION

CERTIFICATION AND LICENSURE OF SCHOOL COUNSELORS

R 390.1301
Source: 2020 AACCS.

R 390.1302
Source: 2019 AACCS.

R 390.1303
Source: 2019 AACCS.

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R 390.1303a
Source: 2019 AACCS.

R 390.1304
Source: 2020 AACCS.

R 390.1305
Source: 2020 AACCS.

R 390.1306
Source: 2020 AACCS.

R 390.1307
Source: 2020 AACCS.

R 390.1308
Source: 2020 AACCS.

R 390.1309
Source: 2019 AACCS.

R 390.1310
Source: 2019 AACCS.

R 390.1311
Source: 2017 AACCS.

R 390.1312
Source: 2020 AACCS.

R 390.1313
Source: 2020 AACCS.

**DEPARTMENT OF TREASURY
MICHIGAN HIGHER EDUCATION ASSISTANCE AUTHORITY
GUARANTEED LOAN PROGRAM
PART 1. GENERAL PROVISIONS**

R 390.1401
Source: 1990 AACCS.

R 390.1402
Source: 1990 AACCS.

R 390.1403
Source: 1990 AACCS.

R 390.1404
Source: 1990 AACCS.

R 390.1405
Source: 1990 AACCS.

R 390.1406

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Source: 1997 AACS.

R 390.1407

Source: 1990 AACS.

R 390.1409

Source: 1990 AACS.

R 390.1411

Source: 1990 AACS.

R 390.1412

Source: 1990 AACS.

R 390.1413

Source: 1990 AACS.

R 390.1415

Source: 1990 AACS.

R 390.1417

Source: 1990 AACS.

R 390.1419

Source: 1997 AACS.

R 390.1421

Source: 1990 AACS.

R 390.1422

Source: 1990 AACS.

R 390.1423

Source: 1997 AACS.

R 390.1424

Source: 1997 AACS.

R 390.1425

Source: 1997 AACS.

R 390.1426

Source: 1997 AACS.

R 390.1427

Source: 1997 AACS.

R 390.1429

Source: 1990 AACS.

PART 2. LOAN PROVISIONS AND PROCEEDS

R 390.1431

Source: 1990 AACS.

R 390.1432

Source: 1990 AACS.

R 390.1433

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Source: 1990 AACS.

R 390.1434

Source: 1997 AACS.

R 390.1435

Source: 1997 AACS.

R 390.1436

Source: 1990 AACS.

R 390.1437

Source: 1990 AACS.

R 390.1438

Source: 1990 AACS.

PART 3. INTEREST ON LOANS

R 390.1441

Source: 1990 AACS.

R 390.1442

Source: 1990 AACS.

R 390.1443

Source: 1997 AACS.

R 390.1445

Source: 1997 AACS.

PART 4. PAYMENTS, EXTENSIONS, AND DEFERMENTS

R 390.1451

Source: 1990 AACS.

R 390.1452

Source: 1997 AACS.

R 390.1453

Source: 1997 AACS.

R 390.1455

Source: 1990 AACS.

R 390.1456

Source: 1990 AACS.

R 390.1457

Source: 1990 AACS.

PART 5. DEFAULTED LOANS

R 390.1461

Source: 1990 AACS.

R 390.1462

Source: 1997 AACS.

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R 390.1463
Source: 1997 AACS.

R 390.1464
Source: 1997 AACS.

R 390.1465
Source: 1997 AACS.

R 390.1466
Source: 1990 AACS.

R 390.1467
Source: 1990 AACS.

R 390.1468
Source: 1997 AACS.

PART 6. FORBEARANCE

R 390.1471
Source: 1990 AACS.

PART 7. LIMITATION, SUSPENSION, OR TERMINATION OF SCHOOL OR LENDER PARTICIPATION

R 390.1481
Source: 1990 AACS.

R 390.1482
Source: 1990 AACS.

R 390.1483
Source: 1990 AACS.

R 390.1484
Source: 1990 AACS.

R 390.1485
Source: 1990 AACS.

R 390.1486
Source: 1990 AACS.

R 390.1487
Source: 1990 AACS.

R 390.1488
Source: 1990 AACS.

R 390.1489
Source: 1990 AACS.

R 390.1490
Source: 1990 AACS.

R 390.1491
Source: 1990 AACS.

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LEGISLATIVE MERIT AWARD PROGRAM

- R 390.1501**
Source: 1979 AC.
- R 390.1502**
Source: 1985 AACS.
- R 390.1503**
Source: 1979 AC.
- R 390.1504**
Source: 1979 AC.
- R 390.1505**
Source: 1979 AC.
- R 390.1506**
Source: 1985 AACS.
- R 390.1507**
Source: 1979 AC.
- R 390.1508**
Source: 1979 AC.
- R 390.1509**
Source: 1979 AC.
- R 390.1510**
Source: 1979 AC.
- R 390.1511**
Source: 1985 AACS.
- R 390.1512**
Source: 1979 AC.

COMPETITIVE SCHOLARSHIP PROGRAM

- R 390.1551**
Source: 1991 AACS.
- R 390.1552**
Source: 1991 AACS.
- R 390.1553**
Source: 1991 AACS.
- R 390.1554**
Source: 1991 AACS.
- R 390.1555**
Source: 1991 AACS.
- R 390.1556**
Source: 1985 AACS.

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R 390.1557
Source: 1991 AACS.

R 390.1558
Source: 1991 AACS.

R 390.1559
Source: 1985 AACS.

R 390.1560
Source: 1991 AACS.

R 390.1561
Source: 1980 AACS.

R 390.1562
Source: 1991 AACS.

R 390.1563
Source: 1997 AACS.

R 390.1563a
Source: 1985 AACS.

R 390.1564
Source: 1980 AACS.

R 390.1565
Source: 1991 AACS.

R 390.1566
Source: 1991 AACS.

R 390.1567
Source: 1991 AACS.

R 390.1568
Source: 1991 AACS.

R 390.1569
Source: 1991 AACS.

R 390.1570
Source: 1991 AACS.

R 390.1571
Source: 1991 AACS.

**MICHIGAN HIGHER EDUCATION STUDENT LOAN AUTHORITY
STATE DIRECT LOAN PROGRAM**

R 390.1601
Source: 2007 AACS.

R 390.1602
Source: 2007 AACS.

R 390.1603

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Source: 2007 AACS.

R 390.1604

Source: 2007 AACS.

R 390.1605

Source: 2007 AACS.

R 390.1606

Source: 2007 AACS.

R 390.1607

Source: 2007 AACS.

R 390.1608

Source: 2007 AACS.

R 390.1609

Source: 2007 AACS.

R 390.1610

Source: 2007 AACS.

R 390.1611

Source: 2007 AACS.

MICHIGAN ALTERNATIVE STUDENT LOAN PROGRAM

R 390.1621

Source: 1998-2000 AACS.

R 390.1622

Source: 1998-2000 AACS.

R 390.1623

Source: 1998-2000 AACS.

R 390.1624

Source: 1990 AACS.

R 390.1625

Source: 1995 AACS.

R 390.1626

Source: 1998-2000 AACS.

R 390.1627

Source: 1997 AACS.

R 390.1628

Source: 1995 AACS.

R 390.1629

Source: 1998-2000 AACS.

R 390.1630

Source: 1998-2000 AACS.

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R 390.1631
Source: 1998-2000 AACCS.

R 390.1632
Source: 1998-2000 AACCS.

R 390.1633
Source: 1998-2000 AACCS.

R 390.1634
Source: 1998-2000 AACCS.

R 390.1635
Source: 1998-2000 AACCS.

R 390.1636
Source: 1998-2000 AACCS.

**HIGHER EDUCATION ASSISTANCE AUTHORITY
DIFFERENTIAL GRANT PROGRAM**

R 390.1651
Source: 1985 AACCS.

R 390.1652
Source: 1985 AACCS.

R 390.1653
Source: 1985 AACCS.

R 390.1654
Source: 1985 AACCS.

R 390.1655
Source: 1985 AACCS.

R 390.1656
Source: 1985 AACCS.

R 390.1657
Source: 1985 AACCS.

R 390.1658
Source: 1985 AACCS.

R 390.1659
Source: 1985 AACCS.

R 390.1660
Source: 1985 AACCS.

R 390.1661
Source: 1985 AACCS.

R 390.1662
Source: 1985 AACCS.

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R 390.1663
Source: 1985 AACCS.

MICHIGAN WORK-STUDY UNDERGRADUATE PROGRAM

R 390.1701
Source: 1988 AACCS.

R 390.1702
Source: 1988 AACCS.

R 390.1703
Source: 1988 AACCS.

R 390.1704
Source: 1988 AACCS.

R 390.1705
Source: 1988 AACCS.

R 390.1706
Source: 1988 AACCS.

R 390.1707
Source: 1988 AACCS.

R 390.1708
Source: 1988 AACCS.

R 390.1709
Source: 1988 AACCS.

MICHIGAN EDUCATIONAL OPPORTUNITY GRANT PROGRAM

R 390.1721
Source: 1988 AACCS.

R 390.1722
Source: 1988 AACCS.

R 390.1723
Source: 1988 AACCS.

R 390.1724
Source: 1988 AACCS.

R 390.1725
Source: 1988 AACCS.

R 390.1726
Source: 1988 AACCS.

R 390.1727
Source: 1988 AACCS.

R 390.1728
Source: 1988 AACCS.

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ADULT PART-TIME GRANT PROGRAM

- R 390.1751**
Source: 1988 AACCS.
- R 390.1752**
Source: 1988 AACCS.
- R 390.1753**
Source: 1988 AACCS.
- R 390.1754**
Source: 1988 AACCS.
- R 390.1755**
Source: 1988 AACCS.
- R 390.1756**
Source: 1988 AACCS.
- R 390.1757**
Source: 1988 AACCS.
- R 390.1758**
Source: 1988 AACCS.
- R 390.1759**
Source: 1988 AACCS.

MICHIGAN WORK-STUDY GRADUATE PROGRAM

- R 390.1771**
Source: 1988 AACCS.
- R 390.1772**
Source: 1988 AACCS.
- R 390.1773**
Source: 1988 AACCS.
- R 390.1774**
Source: 1988 AACCS.
- R 390.1775**
Source: 1988 AACCS.
- R 390.1776**
Source: 1988 AACCS.
- R 390.1777**
Source: 1988 AACCS.
- R 390.1778**
Source: 1988 AACCS.
- R 390.1779**
Source: 1988 AACCS.

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MICHIGAN EDUCATION TRUST

R 390.1801
Source: 2002 AACS.

R 390.1802
Source: 2008 AACS.

R 390.1803
Source: 1992 AACS.

R 390.1804
Source: 1992 AACS.

R 390.1805
Source: 1997 AACS.

R 390.1806
Source: 1992 AACS.

R 390.1807
Source: 1992 AACS.

R 390.1808
Source: 1992 AACS.

R 390.1809
Source: 1992 AACS.

R 390.1810
Source: 1992 AACS.

R 390.1811
Source: 1992 AACS.

R 390.1812
Source: 1992 AACS.

R 390.1813
Source: 1992 AACS.

R 390.1814
Source: 1993 AACS.

R 390.1815
Source: 1993 AACS.

R 390.1816
Source: 1992 AACS.

R 390.1817
Source: 1992 AACS.

R 390.1818
Source: 1992 AACS.

R 390.1819
Source: 1992 AACS.

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R 390.1820
Source: 1992 AACS.

R 390.1821
Source: 1998-2000 AACS.

DEPARTMENT OF TREASURY

MICHIGAN HIGHER EDUCATION ASSISTANCE AUTHORITY

CHILDREN OF VETERANS TUITION GRANT PROGRAM

R 390.1901
Source: 2009 AACS.

R 390.1902
Source: 2009 AACS.

R 390.1903
Source: 2009 AACS.

R 390.1904
Source: 2009 AACS.

R 390.1905
Source: 2009 AACS.

R 390.1906
Source: 2009 AACS.

R 390.1907
Source: 2009 AACS.

R 390.1908
Source: 2009 AACS.

DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH

COMMISSION FOR THE BLIND

VENDING FACILITY PROGRAM

R 393.1
Source: 2004 AACS.

R 393.2
Source: 2004 AACS.

R 393.3
Source: 2004 AACS.

R 393.4
Source: 2004 AACS.

R 393.5
Source: 2004 AACS.

R 393.6
Source: 2004 AACS.

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R 393.7
Source: 2004 AACS.

R 393.8
Source: 2004 AACS.

R 393.9
Source: 2004 AACS.

R 393.10
Source: 2004 AACS.

R 393.11
Source: 2004 AACS.

R 393.12
Source: 2004 AACS.

Rule 393.13
Source: 2004 AACS.

R 393.14
Source: 2004 AACS.

R 393.15
Source: 2004 AACS.

R 393.16
Source: 2004 AACS.

R 393.17
Source: 2004 AACS.

R 393.18
Source: 2004 AACS.

R 393.19
Source: 2004 AACS.

R 393.20
Source: 2004 AACS.

R 393.21
Source: 2004 AACS.

R 393.22
Source: 2004 AACS.

R 393.23
Source: 2004 AACS.

R 393.24
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R 393.25

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Source: 2004 AACS.

R 393.26

Source: 2004 AACS.

R 393.27

Source: 2004 AACS.

R 393.28

Source: 2004 AACS.

R 393.29

Source: 2004 AACS.

R 393.30

Source: 2004 AACS.

R 393.31

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Source: 2004 AACS.

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R 393.35

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R 393.36

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R 393.37

Source: 2004 AACS.

R 393.38

Source: 2004 AACS.

R 393.39

Source: 2004 AACS.

R 393.40

Source: 2004 AACS.

R 393.41

Source: 2004 AACS.

R 393.42

Source: 2004 AACS.

R 393.43

Source: 2004 AACS.

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R 394.44
Source: 2004 AACS.

R 393.45
Source: 2004 AACS.

R 393.46
Source: 2004 AACS.

R 393.47
Source: 2004 AACS.

R 393.48
Source: 2004 AACS.

R 393.49
Source: 2004 AACS.

R 393.50
Source: 2004 AACS.

R 393.51
Source: 2004 AACS.

R 393.52
Source: 2004 AACS.

R 393.53
Source: 2004 AACS.

R 393.54
Source: 2004 AACS.

R 393.55
Source: 2004 AACS.

R 393.56
Source: 2004 AACS.

R 393.101
Source: 2004 AACS.

R 393.102
Source: 2004 AACS.

R 393.103
Source: 2004 AACS.

R 393.104
Source: 2004 AACS.

R 393.105
Source: 2004 AACS.

R 393.106
Source: 2004 AACS.

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R 393.107
Source: 2004 AACS.

R 393.108
Source: 2004 AACS.

R 393.109
Source: 2004 AACS.

R 393.110
Source: 2004 AACS.

R 393.111
Source: 2004 AACS.

R 393.112
Source: 2004 AACS.

R 393.113
Source: 2004 AACS.

R 393.199
Source: 1983 AACS.

CLIENT APPEAL PROCEDURES

R 393.201
Source: 1990 AACS.

R 393.202
Source: 1997 AACS.

R 393.203
Source: 1997 AACS.

R 393.204
Source: 1997 AACS.

**MICHIGAN DEPARTMENT OF CIVIL RIGHTS
DIVISION ON DEAF AND HARD OF HEARING
QUALIFIED INTERPRETER – GENERAL RULES**

PART 1. GENERAL PROVISIONS

R 393.5001
Source: 2014 AACS.

R 393.5003
Source: 2014 AACS.

R 393.5004
Source: 2014 AACS.

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R 393.5005

Source: 2014 AACCS.

PART 2. MINIMUM CREDENTIAL REQUIREMENTS AND LEVELS

R 393.5021

Source: 2014 AACCS.

R 393.5022

Source: 2014 AACCS.

R 393.5023

Source: 2014 AACCS.

R 393.5024

Source: 2014 AACCS.

R 393.5025

Source: 2014 AACCS.

R 393.5026

Source: 2014 AACCS.

R 393.5027

Source: 2014 AACCS.

R 393.5028

Source: 2014 AACCS.

R 393.5029

Source: 2014 AACCS.

PART 3. PROCEDURES FOR APPLICATION, CERTIFICATION, AND LISTING

R 393.5031

Source: 2014 AACCS.

R 393.5032

Source: 2014 AACCS.

R 393.5033

Source: 2014 AACCS.

PART 4. PROCEDURES FOR TESTING

R 393.5041

Source: 2014 AACCS.

R 393.5042

**Annual Administrative Code Supplement
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Source: 2014 AACS.

R 393.5045

Source: 2014 AACS.

PART 5. MINIMUM STANDARDS OF PRACTICE

R 393.5051

Source: 2014 AACS.

R 393.5052

Source: 2014 AACS.

R 393.5053

Source: 2014 AACS.

R 393.5054

Source: 2014 AACS.

R 393.5055

Source: 2014 AACS.

R 393.5056

Source: 2014 AACS.

R 393.5058

Source: 2014 AACS.

PART 6. GRIEVANCE AND COMPLAINT PROCEDURES

R 393.5061

Source: 2014 AACS.

R 393.5062

Source: 2014 AACS.

R 393.5063

Source: 2014 AACS.

R 393.5064

Source: 2014 AACS.

**PART 7. PROCEDURES FOR REVOCATION, SUSPENSION, LIMITATION OF CERTIFICATION,
REINSTATEMENT**

R 393.5070

Source: 2014 AACS.

R 393.5072

Source: 2014 AACS.

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R 393.5073

Source: 2014 AACCS.

R 393.5074

Source: 2014 AACCS.

R 393.5075

Source: 2014 AACCS.

R 393.5076

Source: 2014 AACCS.

R 393.5077

Source: 2014 AACCS.

PART 8. CONTINUING EDUCATION

R 393.5081

Source: 2014 AACCS.

R 393.5082

Source: 2014 AACCS.

R 393.5083

Source: 2014 AACCS.

R 393.5084

Source: 2014 AACCS.

R 393.5085

Source: 2014 AACCS.

R 393.5086

Source: 2014 AACCS.

PART 9. PROCEDURES FOR RENEWAL

R 393.5091

Source: 2014 AACCS.

R 393.5092

Source: 2014 AACCS.

R 393.5093

Source: 2014 AACCS.

R 393.5094

Source: 2014 AACCS.

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R 393.5095

Source: 2014 AACCS.

MICHIGAN JOBS COMMISSION

VOCATIONAL EDUCATION

VOCATIONAL REHABILITATION

PART 1. ELIGIBILITY FOR REHABILITATION SERVICE

R 395.1

Source: 2015 AACCS.

R 395.2

Source: 2015 AACCS.

R 395.3

Source: 2015 AACCS.

R 395.4

Source: 2015 AACCS.

R 395.5

Source: 2015 AACCS.

R 395.6

Source: 2015 AACCS.

R 395.7

Source: 2015 AACCS.

R 395.8

Source: 2015 AACCS.

R 395.21

Source: 2015 AACCS.

R 395.22

Source: 2015 AACCS.

R 395.23

Source: 2015 AACCS.

R 395.24

Source: 2015 AACCS.

R 395.31

Source: 2015 AACCS.

R 395.32

Source: 2015 AACCS.

R 395.33

Source: 2015 AACCS.

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R 395.34
Source: 2015 AACS.

R 395.35
Source: 2015 AACS.

R 395.41
Source: 2015 AACS.

R 395.42
Source: 2015 AACS.

R 395.51
Source: 2015 AACS.

R 395.52
Source: 2015 AACS.

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R 395.61
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R 395.63
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R 395.64
Source: 2015 AACS.

R 395.65
Source: 2015 AACS.

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R 395.66
Source: 2015 AACS.

R 395.67
Source: 2015 AACS.

R 395.68
Source: 2015 AACS.

R 395.69
Source: 2015 AACS.

R 395.70
Source: 2015 AACS.

R 395.71
Source: 2015 AACS.

R 395.72
Source: 2015 AACS.

R 395.73
Source: 2015 AACS.

R 395.74
Source: 2015 AACS.

R 395.75
Source: 2015 AACS.

R 395.76
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R 395.77
Source: 2015 AACS.

R 395.78
Source: 2015 AACS.

R 395.79
Source: 2015 AACS.

R 395.80
Source: 2015 AACS.

R 395.81
Source: 2015 AACS.

R 395.82
Source: 2015 AACS.

R 395.83
Source: 2015 AACS.

R 395.84
Source: 2015 AACS.

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R 395.85
Source: 2015 AACS.

R 395.86
Source: 2015 AACS.

R 395.87
Source: 2015 AACS.

R 395.88
Source: 2015 AACS.

**DEPARTMENT OF EDUCATION
STATE BOARD OF EDUCATION
REIMBURSED PROGRAMS OF VOCATIONAL-TECHNICAL EDUCATION**

R 395.231
Source: 2010 AACS.

R 395.232
Source: 2010 AACS.

R 395.236
Source: 2010 AACS.

**PART 2. STATE-APPROVED CAREER AND TECHNICAL
EDUCATION PROGRAMS**

R 395.241
Source: 2010 AACS.

R 395.242
Source: 2010 AACS.

R 395.243
Source: 2010 AACS.

R 395.244
Source: 2010 AACS.

R 395.251
Source: 2010 AACS.

R 395.252
Source: 2010 AACS.

R 395.253
Source: 2010 AACS.

R 395.254
Source: 2010 AACS.

R 395.261
Source: 2010 AACS.

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R 395.262
Source: 2010 AACS.

R 395.271
Source: 2010 AACS.

R 395.272
Source: 2010 AACS.

PART 3. FINANCIAL COMPLIANCE

R 395.281
Source: 2010 AACS.

R 395.282
Source: 2010 AACS.

R 395.283
Source: 2010 AACS.

R 395.284
Source: 2010 AACS.

R 395.285
Source: 2010 AACS.

R 395.286
Source: 2010 AACS.

R 395.291
Source: 1979 AC.

R 395.296
Source: 2010 AACS.

R 395.301
Source: 2010 AACS.

R 395.311
Source: 2010 AACS.

R 395.312
Source: 2010 AACS.

R 395.321
Source: 2010 AACS.

R 395.322
Source: 2010 AACS.

R 395.323
Source: 2010 AACS.

R 395.331
Source: 2010 AACS.

R 395.332

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Source: 2010 AACCS.

R 395.333

Source: 1979 AC.

R 395.334

Source: 2010 AACCS.

R 395.335

Source: 2010 AACCS.

R 395.341

Source: 2010 AACCS.

R 395.351

Source: 2010 AACCS.

R 395.352

Source: 2010 AACCS.

R 395.355

Source: 2010 AACCS.

R 395.361

Source: 2010 AACCS.

R 395.362

Source: 2010 AACCS.

**PART 4. REIMBURSEMENT FOR CAREER AND TECHNICAL EDUCATION
ON AN ADDED COST BASIS**

R 395.371

Source: 2010 AACCS.

R 395.372

Source: 2010 AACCS.

R 395.373

Source: 2010 AACCS.

R 395.374

Source: 2010 AACCS.

R 395.375

Source: 2010 AACCS.

R 395.376

Source: 2010 AACCS.

DEPARTMENT OF HISTORY, ARTS, AND LIBRARIES

LIBRARY OF MICHIGAN

STATE AID RULES

PART 1. GENERAL PROVISIONS

**Annual Administrative Code Supplement
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R 397.01
Source: 2009 AACS.

R 397.02
Source: 2009 AACS.

R 397.03
Source: 2009 AACS.

R 397.04
Source: 2009 AACS.

R 397.05
Source: 2009 AACS.

PART 2. APPLICATION FOR STATE AID

R 397.21
Source: 2009 AACS.

R 397.22
Source: 2009 AACS.

PART 3. GENERAL REQUIREMENTS FOR PUBLIC LIBRARIES

R 397.31
Source: 2009 AACS.

PART 4. PUBLIC LIBRARY REQUIREMENTS BASED ON CLASS SIZE

R 397.41
Source: 2009 AACS.

R 397.42
Source: 2009 AACS.

R 397.43
Source: 2009 AACS.

R 397.44
Source: 2009 AACS.

R 397.45
Source: 2009 AACS.

R 397.46
Source: 2009 AACS.

PART 5. SCHOOL PUBLIC LIBRARY REQUIREMENTS

R 397.51
Source: 2009 AACS.

PART 6. COOPERATIVE LIBRARY REQUIREMENTS

R 397.61
Source: 2009 AACS.

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R 397.62
Source: 2009 AACS.

PART 7. APPLICATION FOR PROFESSIONAL CERTIFICATION

R 397.71
Source: 2009 AACS.

R 397.72
Source: 2009 AACS.

PART 8. PROFESSIONAL CERTIFICATION

R 397.81
Source: 2009 AACS.

R 397.82
Source: 2009 AACS.

R 397.83
Source: 2009 AACS.

R 397.84
Source: 2009 AACS.

R 397.85
Source: 2009 AACS.

PART 9. WAIVER AND APPEAL

R 397.91
Source: 2009 AACS.

R 397.92
Source: 2009 AACS.

**DEPARTMENT OF STATE
MICHIGAN HISTORY DIVISION
SITE PROTECTION**

R 399.101
Source: 1983 AACS.

R 399.102
Source: 1983 AACS.

**DEPARTMENT OF HEALTH AND HUMAN SERVICES
JUVENILE JUSTICE PROGRAMS
INTERSTATE COMPACT ON THE PLACEMENT OF CHILDREN**

R 400.10
Source: 2015 AACS.

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R 400.11
Source: 2015 AACS.

R 400.11a
Source: 2015 AACS.

R 400.12
Source: 2015 AACS.

R 400.13
Source: 2015 AACS.

R 400.14
Source: 2015 AACS.

R 400.15
Source: 2015 AACS.

R 400.16
Source: 2015 AACS.

R 400.17
Source: 2015 AACS.

R 400.18
Source: 2015 AACS.

**DEPARTMENT OF COMMUNITY HEALTH
MEDICAL SERVICES ADMINISTRATION
STATE VENDOR PARTICIPATION IN MEDICAL COSTS**

R 400.24
Source: 1979 AC.

R 400.25
Source: 1979 AC.

R 400.26
Source: 1979 AC.

PART 2. INTERCOUNTY DISPUTES

R 400.31
Source: 1997 AACS.

R 400.32
Source: 1997 AACS.

R 400.33
Source: 1997 AACS.

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R 400.34
Source: 1997 AACS.

R 400.35
Source: 1997 AACS.

R 400.36
Source: 1997 AACS.

R 400.37
Source: 1997 AACS.

R 400.38
Source: 1997 AACS.

CONSUMER AND INDUSTRY SERVICES

BUREAU OF REGULATORY SERVICE

DIVISION OF CHILD WELFARE LICENSING

R 400.51
Source: 1979 AC.

R 400.52
Source: 1979 AC.

R 400.53
Source: 1979 AC.

R 400.54
Source: 1979 AC.

R 400.55
Source: 1979 AC.

R 400.56
Source: 1979 AC.

R 400.57
Source: 1979 AC.

R 400.58
Source: 1979 AC.

DAY CARE CENTERS AND NURSERY SCHOOLS

R 400.120
Source: 1997 AACS.

R 400.121
Source: 1997 AACS.

R 400.122
Source: 1997 AACS.

R 400.123
Source: 1997 AACS.

R 400.124

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Source: 1997 AACS.

R 400.125

Source: 1997 AACS.

R 400.126

Source: 1997 AACS.

R 400.127

Source: 1998-2000 AACS.

R 400.128

Source: 1998-2000 AACS.

FOSTER HOMES FOR CHILDREN

R 400.191

Source: 1998-2000 AACS.

R 400.192

Source: 1998-2000 AACS.

R 400.193

Source: 1998-2000 AACS.

R 400.194

Source: 1998-2000 AACS.

R 499.195

Source: 1998-2000 AACS.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

BUREAU OF CHILDREN'S SERVICES AGENCY

PLACEMENT ON CENTRAL REGISTRY AFTER CRIMINAL CONVICTION

R 400.201

Source: 2022 AACS.

R 400.202

Source: 2022 AACS.

R 400.203

Source: 2022 AACS.

R 400.204

Source: 2022 AACS.

R 400.205

Source: 2022 AACS.

R 400.206

Source: 2022 AACS.

DEPARTMENT OF ATTORNEY GENERAL

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CONSUMER PROTECTION AND CHARITABLE TRUSTS DIVISION

SOLICITING AGENCIES

R 400.241
Source: 1979 AC.

R 400.242
Source: 1979 AC.

R 400.243
Source: 1979 AC.

R 400.244
Source: 1979 AC.

R 400.245
Source: 1979 AC.

R 400.245a
Source: 1979 AC.

DEPARTMENT OF SOCIAL SERVICES

GENERAL RULES

PART 4. DIVISION OF SERVICES FOR THE BLIND

VOCATIONAL REHABILITATION

R 400.251
Source: 1979 AC.

R 400.252
Source: 1979 AC.

R 400.253
Source: 1979 AC.

R 400.254
Source: 1979 AC.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

BUREAU OF COMMUNITY AND HEALTH SYSTEMS

**NURSE AIDE, NURSE AIDE TRAINER, AND NURSE AIDE TRAINING PROGRAM, CERTIFICATE OF
REGISTRATION AND PERMIT PROGRAM**

PART 1: GENERAL PROVISIONS

R 400.301 Definitions

Rule 301. (1) As used in these rules:

(a) "Abuse" means the willful infliction of injury, unreasonable confinement, intimidation, or punishment with resulting physical harm, pain, or mental anguish. Abuse includes the deprivation by an individual, including a caretaker, of goods or services that are necessary to attain or maintain physical, mental, and psychological well-being. Instances of abuse of all patients, irrespective of any mental or physical condition, cause physical harm, pain, or mental anguish. Abuse includes verbal abuse, sexual abuse, physical abuse, and mental abuse including abuse facilitated or enabled through the use of technology.

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Verbal abuse occurs when an individual purposely uses negative or demeaning words directed at a resident. Willful means the individual must have acted deliberately, not that the individual must have intended to inflict injury or harm.

- (b) “Act” means the public health code, 1978 PA 368, MCL 333.1101 to 333.25211.
- (c) “Applicant” means a person applying to the department for a certificate or permit as provided in the act or these rules.
- (d) “Article 15” means article 15 of the act, MCL 333.16101 to 333.18838.
- (e) “Article 17” means article 17 of the act, MCL 333.20101 to 333.22260.
- (f) “Business day” means a day other than a Saturday, Sunday, or any legal holiday.
- (g) “Complaint” means an allegation that a person or program has violated the act or administrative rules promulgated under the act.
- (h) “Department” means the department of licensing and regulatory affairs.
- (i) “Health facility or agency” means that term as defined in section 20106 of the act, MCL 333.20106, except for an ambulance operation, aircraft transport operation, non-transport prehospital life support operation, medical first response service, or health maintenance organization.
- (j) “Misappropriation of resident property” means the deliberate misplacement, exploitation, or wrongful, temporary, or permanent use of a patient’s belongings or money without the resident’s consent.
- (k) “Neglect” means the failure of the nurse aide to provide goods and services to a patient that are necessary to avoid physical harm, pain, mental anguish, or emotional distress. Failure as used in the definition of neglect means the omission of required goods and services or the failure to provide the goods and services as required in a patient’s care documents.
- (l) “Physician” means an individual licensed to engage in the practice of medicine or the practice of osteopathic medicine and surgery under part 170 or 175 of the act, MCL 333.17001 to 333.17097 and MCL 333.17501 to 333.17556.
- (m) “Proprietary school” means a school that provides training in a specific trade, occupation, or vocation and is required to be licensed by this state pursuant to the proprietary schools act, 1943 PA 148, MCL 395.101 to 395.103.
- (n) “Registered professional nurse” means an individual who is licensed to practice nursing pursuant to part 172 of the act, MCL 333.17201 to 333.17242.
- (o) “State approved testing program” means a competency evaluation as required by 42 CFR 483.154.
- (p) “State permitted training program” means a nurse aide training and competency evaluation program as required by 42 CFR 483.151 and 483.152.

(2) Unless otherwise specified, a term defined in the act has the same meaning when used in these rules.

History: 2023 MR 6, Eff. March 23, 2023.

R 400.303 Compliance; local; state; federal; law; rule; regulation; standard.

Rule 303. (1) An applicant or a certified nurse aide, permitted nurse aide trainer, and permitted nurse aide training program shall comply with applicable local, state, and federal laws, rules, regulations, and standards.

(2) During review of an application or when conducting an inspection or complaint investigation, the department may use or request information or documentation of noncompliance from local, state, or federal authorities.

(3) The department may only cite this rule if the local, state, or federal authority that has jurisdiction regarding the specific law, rule, regulation, or standard has found an applicant, a certified nurse aide, permitted nurse aide trainer, or permitted nurse aide training program to be non-compliant, in writing, and there is a need to protect the health, safety, and welfare of individuals receiving care or services in or from a certified nurse aide, permitted nurse aide trainer, or permitted nurse aide training program.

History: 2023 MR 6, Eff. March 23, 2023.

PART 2: CERTIFICATION OF NURSE AIDES

SUBPART A: INITIAL APPLICATION REQUIREMENTS

R 400.311 Application; nurse aide certification; requirements.

Rule 311. (1) Before submitting an initial application to the department, an applicant for nurse aide certification shall successfully complete both of the following:

- (a) A state-approved training program.
 - (b) A state-approved testing program.
- (2) The maximum number of state-approved testing attempts is 3. After 3 failed attempts an applicant shall successfully complete another nurse aide training program before re-testing.
- (3) An applicant shall successfully complete a state-approved testing program within 24 months after completing the nurse aide training program.
- (4) Subrule (1) of this rule does not apply if an applicant meets either of the following:

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- (a) Has an active nurse aide certificate issued by another state, is in good standing in that state, and that state's training program is recognized by the department.
 - (b) Has successfully completed a nurse aide training program in another state that is recognized by the department and the applicant has successfully completed this state's approved testing program.
 - (5) An applicant shall complete and submit the department-approved application form and pay the corresponding fee.
- History: 2023 MR 6, Eff. March 23, 2023.

SUBPART B: INITIAL APPLICATION REVIEW AND PROCESSING

R 400.313 Application for nurse aide certification; processing; registry.

Rule 313. (1) As authorized in article 17, an application for initial certification must be made on the most recent applicable form authorized and provided by the department. The department shall process a completed application within 30 calendar days.

(2) An application is not considered complete by the department until both of the following are received:

- (a) Completed application form and required documents as identified in R 400.311.
- (b) Application fee.

(3) If an application is not complete, the department shall notify the applicant of the deficiencies in the application within 30 days after receipt. The applicant has 30 days from the date of the notice by the department to submit the requested information. Failure to submit requested information will result in closure of the application.

(4) In order to be certified, an applicant shall successfully complete a state-permitted training program and a state approved testing program within the previous 24 months.

(5) Upon determination of compliance, the department shall issue a certificate that identifies all the following:

- (a) Name of the person.
- (b) Certificate number.
- (c) Expiration date.

(6) If a certificate is not issued, the department shall notify the applicant of the basis for not issuing a certificate. This action is not subject to an administrative appeal hearing. The applicant may resubmit an application correcting those items that resulted in the certificate not being issued.

History: 2023 MR 6, Eff. March 23, 2023.

SUBPART C: CERTIFICATE DURATION AND RENEWAL

R 400.315 Certificate duration; renewal process.

Rule 315. (1) A certificate issued before the effective date of these rules will be renewed by the department to an effective date established by the department that will not exceed a 2-year period.

(2) An initial or renewal certificate issued after the effective date of these rules is valid for 2 years unless otherwise specified on the certificate.

(3) An application for an initial or renewal of a certificate must be completed on the most recent applicable form or through an electronic web-based system authorized and provided by the department.

(4) The department shall renew a certificate when the individual submits all of the following:

- (a) Electronic payment of the fee.
- (b) An attestation that within the last 24-consecutive-month renewal period the individual worked a minimum of 40 hours as a certified nurse aide providing nursing or nursing-related services for monetary compensation.
- (c) Beginning not less than 12 months after the effective date of these rules, an attestation that the individual has completed at least 12 hours annually of continuing education within the renewal period.

(5) Continuing education must ensure the continuing competence of the nurse aide and must include abuse, neglect, and care plan training.

(6) The department has the authority to require additional information and documentation to verify information within this rule including, but not limited to, proof of employment and continuing education.

History: 2023 MR 6, Eff. March 23, 2023.

SUBPART D: CERTIFIED NURSE AIDE REGISTRY

R 400.317 Certified nurse aide registry.

Rule 317. (1) The department shall maintain a registry system that includes all the following on any individual to whom a nurse aide certificate has been issued:

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- (a) Name of the nurse aide.
 - (b) Address of the nurse aide.
 - (c) Date of birth of the nurse aide.
 - (d) Social security number of the nurse aide.
 - (e) Certificate number for the nurse aide.
 - (f) Expiration date of the certificate.
 - (g) Name of the state-permitted training program where the nurse aide completed training.
 - (h) Date of completion of the state-permitted training program where the nurse aide completed training.
 - (i) Contact information for the certified nurse aide including, but not limited to, telephone numbers and email address.
- (2) The department may contract the daily operation and maintenance of the registry to a non-state entity. However, the state shall maintain accountability for overall operation of the registry and compliance with these regulations.
- History: 2023 MR 6, Eff. March 23, 2023.

R 400.319 Findings on nurse aide registry.

Rule 319. The department shall place on the registry findings of abuse, neglect, or misappropriation of property. This information must be included in the registry within 10 business days of the finding and must remain in the registry permanently, unless the finding was made in error, the individual was found not guilty in a court of law, or the department is notified of the individual's death.

History: 2023 MR 6, Eff. March 23, 2023.

SUBPART E: NURSE AIDE REQUIREMENTS

R 400.320 Nurse aide requirements.

Rule 320. Once issued a certificate, a nurse aide shall do all of the following:

- (a) Practice only with a valid and active certificate.
 - (b) Provide nursing or nursing-related services pursuant to facility policies and procedures, a patient plan of care or other related care plans, and other delegated duties unless superseded by a verifiable written or verbal order or direction from a licensed health care professional.
 - (c) Provide nursing or nursing-related services free from abuse, neglect, or misappropriation of property.
 - (d) Provide services and communications to a resident or residents with dignity and respect.
 - (e) Cooperate with the department in an investigation.
 - (f) Not financially exploit a resident and not have any financial relationship with a resident, unless a familial relationship exists. A nurse aide shall not accept, take, or borrow money, possessions, or valuables from a resident, even with the consent of the resident.
 - (g) Update the department within 30 calendar days after a name or address change.
- History: 2023 MR 6, Eff. March 23, 2023.

PART 3: PERMIT FOR NURSE AIDE TRAINERS

SUBPART A: INITIAL APPLICATION REQUIREMENTS

R 400.321 Application; nurse aide trainer permit; requirements.

Rule 321. (1) Before submitting an initial application to the department, an applicant for a nurse aide trainer permit shall meet all of the following requirements:

- (a) Have a valid registered professional nurse license in this state.
 - (b) Have 2 years of nursing experience as a registered professional nurse within the last 5 years immediately preceding the application.
 - (c) Have 1 year of nursing experience as a registered professional nurse in a long-term care facility or experience in a setting that provides skilled nursing care and related services to individuals that require non-hospital residential medical, nursing, or rehabilitative services. Long-term care facilities may include, but are not limited to, nursing homes, hospital long-term care units, county medical care facilities, homes for the aged, assisted living facilities, hospices, and other like provider types serving an aged population. Other like provider types can be accepted at the discretion of the department.
 - (d) Completed a course in teaching adults as evidence by a certificate of completion or have experience in teaching adults or supervising nurse aides as evidence by employment documentation or self-attestation.
- (2) An applicant shall complete and submit a department-approved application form and pay the corresponding fee.
- (3) As used in this rule, a minimum of 1,600 hours is required to meet 1 year of nursing experience as a registered professional

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nurse. An applicant shall provide documentation to verify the hours worked or provide a self-attestation affirming the hours worked.

History: 2023 MR 6, Eff. March 23, 2023.

SUBPART B: INITIAL APPLICATION REVIEW AND PROCESSING

R 400.323 Application for nurse aide trainer permit; processing.

Rule 323. (1) As authorized in article 17, an application for an initial permit must be made on the most recent applicable form authorized and provided by the department. The department shall process a completed application within 30 calendar days.

(2) An application is not considered complete by the department until both of the following are received:

(a) Completed application form and required documents as identified in R 400.321.

(b) Application fee.

(3) If an application is not complete, the department shall notify the applicant of the deficiencies in the application within 30 calendar days of after receipt. The applicant has 30 calendar days from the date of the notice by the department to submit the requested information. Failure to submit requested information will result in closure of the application.

(4) Upon determination of compliance, the department shall issue a permit that identifies all of the following:

(a) Name of the person.

(b) Permit number.

(c) Expiration date of permit.

(5) If a permit is not issued, the department shall notify an applicant of the basis for denial. Denial of an application is not subject to an administrative appeal hearing. The applicant may resubmit an application correcting those items that resulted in the certificate not being issued.

History: 2023 MR 6, Eff. March 23, 2023.

SUBPART C: PERMIT, DURATION AND RENEWAL

R 400.325 Permit duration; renewal process.

Rule 325. (1) A permit issued before the effective date of these rules will be renewed by the department to an effective date established by the department that will not exceed a 2-year period.

(2) An initial permit issued after the effective date of these rules is good for 2 years unless otherwise specified on the permit.

(3) A renewed permit is good for 2 years.

(4) The renewal of a permit must be completed on the most recent applicable form or through an electronic web-based system authorized and provided by the department.

(5) The department shall renew a permit when the individual submits an electronic payment and submits proof of a valid registered professional nurse license.

(6) The department has the authority to require additional information and documentation to verify information within this rule including, but not limited to, proof of licensure.

(7) If a permit is not renewed within 30 days after the expiration date, the permit is null and void. A permit holder who did not renew within 30 days after the expiration date must apply for a new permit and follow the initial application process. Pursuant to section 21915(2) of the act, MCL 333.21915, the permit holder shall not offer services until the permit is renewed or a new permit is issued.

History: 2023 MR 6, Eff. March 23, 2023.

SUBPART D: NURSE AIDE TRAINER PERMITTING SYSTEM

R 400.327 Nurse aide trainer permitting system; requirements.

Rule 327. The department shall maintain a permitting system that includes all of the following:

(a) Name of trainer.

(b) Address of trainer.

(c) Permit number for the trainer.

(d) Expiration date of the permit for the trainer.

(e) Contact information for the trainer including, but not limited to, telephone number and email address.

History: 2023 MR 6, Eff. March 23, 2023.

SUBPART E: NURSE AIDE TRAINER REQUIREMENTS

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R 400.329 Nurse aide trainer requirements.

Rule 329. Once issued a permit, a nurse aide trainer shall do all of the following:

- (a) Maintain an active nursing license that is in good standing.
- (b) Instruct only with a valid, active permit.
- (c) Cooperate with the department during any inspection or complaint investigation.
- (d) Update the department within 30 days after a name, address, or licensure status change.

History: 2023 MR 6, Eff. March 23, 2023.

PART 4: PERMIT FOR NURSE AIDE TRAINING PROGRAMS

SUBPART A: INITIAL APPLICATION REQUIREMENTS

R 400.331 Application; fee; form; nurse aide training program; permit; proprietary school.

Rule 331. (1) Before submitting an initial application to the department, an applicant for a nurse aide training program permit that is a proprietary school shall possess a proprietary school license.

(2) An applicant shall complete and submit the department approved application form and pay the corresponding fee.

History: 2023 MR 6, Eff. March 23, 2023.

SUBPART B: INITIAL APPLICATION REVIEW, PROCESSING, AND DISPLAY

R 400.332 Application; nurse aide training program permit; processing; display.

Rule 332. (1) As authorized in article 17, an application for initial permit must be made on the most recent applicable form authorized and provided by the department. The department shall process a completed application within 30 calendar days.

(2) An application is not considered complete by the department until both of the following are received:

- (a) Completed application form and required attachments.
- (b) Application fee.

(3) If an application is not complete, the department shall notify the applicant of the deficiencies in the application within 30 calendar days after receipt. The applicant has 30 calendar days from the date of the notice by the department to submit the requested information. Failure to submit requested information will result in closure of the application.

(4) The department shall conduct a pre-permit survey within 60 calendar days after an application being deemed complete. If the pre-permit survey identifies deficiencies, the department has 30 days to submit a report to the applicant and the applicant has 30 days to correct the deficiencies. The department will resurvey or conduct a desk review, as applicable, within 30 days after the applicant's identified corrective date.

(5) Upon determination of compliance, the department shall issue a permit that identifies all of the following:

- (a) Name of the entity.
- (b) Business name of the training program.
- (c) Physical address of the training program.
- (d) Type of training program.
- (e) Permit number.
- (f) Expiration date.

(6) A permit is not transferable and must state the entity, buildings, and properties to which it applies. A permit is for a single address location. If there is a change in ownership or location, a new initial application must be submitted to the department at least 90 days before the change, and the change cannot take effect until approved by the department.

(7) The nurse aide training program shall post in a conspicuous public area the original program permit and the original or copy of a permit of any nurse aide trainer used by the program.

(8) If a permit is not issued, the department shall notify an applicant of the basis for denial. Denial of a permit is not subject to an administrative appeal hearing. The applicant may resubmit an application correcting those items that resulted in the permit not being issued.

History: 2023 MR 6, Eff. March 23, 2023.

SUBPART C: PERMIT, DURATION, RENEWAL

R 400.333 Permit duration; renewal process.

Rule 333. (1) A permit shall be renewed before August 1 of each even numbered calendar year unless otherwise specified on the permit.

(2) An initial permit issued after the effective date of these rules is good for 2 years unless otherwise specified on the permit.

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- (3) A renewed permit is good for 2 years.
 - (4) The renewal of a permit must be completed on the most recent applicable form or through an electronic web-based system authorized and provided by the department.
 - (5) The department shall renew a permit when the program submits an electronic payment.
 - (6) The department has the authority to require additional information and documentation to verify information within this rule.
 - (7) If a permit is not renewed within 30 days after the expiration date, the permit is null and void. A permit holder who did not renew within 30 days after the expiration date must apply for a new permit and follow the initial application process. Pursuant to section 21915(2) of the act, MCL 333.21915, the permit holder shall not offer services until the permit is renewed or a new permit is issued.
- History: 2023 MR 6, Eff. March 23, 2023.

SUBPART D: NURSE AIDE TRAINING PROGRAM PERMITTING SYSTEM

R 400.334 Nurse aide training program; permitting system; requirements.

Rule 334. The department shall maintain a nurse aide training program permitting system that includes all the following:

- (a) Name of program.
- (b) Owner of program.
- (c) Address of program.
- (d) Permit number for the program.
- (e) Expiration date of the permit for the program.
- (f) List of permitted nurse aide trainers in the program.
- (g) List of supplemental instructors in the program.
- (h) A list of active programs.
- (i) Contact information for the program including, but not limited to, authorized representative, telephone numbers, and email address.

History: 2023 MR 6, Eff. March 23, 2023.

SUBPART E: NURSE AIDE TRAINING PROGRAM REQUIREMENTS

R 400.335 Program requirements.

Rule 335. (1) Once issued a permit, a nurse aide training program shall do all of the following:

- (a) Provide sufficient permitted nurse aide trainers to meet the needs of the nurse aide candidates during classroom, laboratory, and clinical hours.
 - (b) Provide a permitted nurse aide trainer during classroom hours.
 - (c) Provide a permitted nurse aide trainer onsite and engaged during laboratory and clinical hours.
 - (d) Provide a course consisting of 16 classroom hours, 16 clinical hours, and any combination of 43 classroom, laboratory, or clinical hours, for a total of 75 hours of training. A minimum of 16 classroom hours are required before the student's direct contact with a resident. Clinical and laboratory hours must be done in-person, but classroom hours may be in-person or virtual. If a virtual classroom is used, there must be a mechanism or method for student feedback and interaction with a nurse aide trainer.
 - (e) Classroom, laboratory, and clinical hours must be documented and available to the department upon request.
 - (f) Comply with the curriculum of the state-permitted training program requirements listed in 42 CFR 483.152(b) and the state-approved training program curriculum.
 - (g) Maintain a physical and social environment that is conducive to learning.
 - (h) Update its information as to any changes to name or address or closures within 30 calendar days after the change.
 - (i) Maintain a proprietary education license if a training program is a proprietary education program.
 - (j) Provide, upon request, the program's policy and procedure describing how a student can transfer into or from the program to or from another nurse aide training program. The policy and procedure may prohibit transferring to the program.
- (2) A nurse aide training program may utilize a supplemental instructor to assist a permitted nurse aide trainer if the supplemental instructor is a licensed health professional with 1 year of experience in the field that he or she is licensed in and under the supervision of a permitted nurse aide trainer.

History: 2023 MR 6, Eff. March 23, 2023.

SUBPART F: INSPECTIONS AND EVALUATION OF NURSE AIDE TRAINING PROGRAMS

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R 400.337 Inspection and evaluation process.

Rule 337. (1) A pre-permit inspection must be scheduled and announced. All other permit inspections may be unannounced.
(2) An inspection may be conducted by the department during any hours of operation of the permitted nurse aide training program.
(3) An applicant or permitted program shall provide access to the program area and relevant documents that are required to be maintained for the department to evaluate compliance with the act and these rules. Documents may include, but are not limited to, scores of each candidate enrolled in the program.
(4) The department shall conduct an inspection of the program at least once every 2 years.
(5) The department shall issue a report to the provider of the findings of the inspection within 60 days after the inspection.
(6) During an inspection or evaluation process, failure to allow access to the program area or failure to have authorized staff available during the identified hours of operations is a violation of the act and these rules and the department shall enforce 42 CFR 483.151(f).
History: 2023 MR 6, Eff. March 23, 2023.

R 400.339 Plan of correction.

Rule 339. (1) If a deficient practice is identified by the department, either through an inspection and evaluation or a complaint investigation, the training program has 10 days to submit a plan of correction and identify specific dates to correct deficiencies not more than 30 days after the date of the report. Based upon the submitted plan of correction, the department shall determine if a re-visit is necessary to determine compliance.
(2) Failure to submit a plan of correction is considered a violation of the act or these rules.
History: 2023 MR 6, Eff. March 23, 2023.

PART 5: COMPLAINTS AND INVESTIGATIONS

SUBPART A: CERTIFIED NURSE AIDES

R 400.341 Complaint filed with department regarding a nurse aide; procedure.

Rule 341. (1) Any individual or entity may file an allegation against a certified nurse aide who is listed on the registry for a violation of abuse, neglect, or misappropriation of patient property.
(2) A complaint filed with the department must be filed within 12 months after the alleged violation. If it is not filed within 12 months after the alleged violation, the department may investigate the complaint if the complainant shows good cause for the delay in filing the complaint.
(3) A complaint must be submitted in writing to the department.
(4) The complaint must be limited to matters involving an alleged violation of the act or these rules.
(5) A complainant shall provide enough information to identify the specific nurse aide and the applicable facility where the alleged violation took place.
(6) A complaint may be filed anonymously.
(7) The department shall receive, evaluate, and, if warranted, investigate a complaint of resident abuse, neglect, misappropriation of resident property or other violation of the act or these rules.
(8) The department shall send a letter of acknowledgement to each complainant upon evaluation of the complaint, except when a complaint is submitted anonymously.
(9) The department shall provide the complainant with the written findings of the complaint investigation not later than 60 days after the conclusion of the complaint investigation process. This subrule does not apply when a complaint is filed anonymously.
History: 2023 MR 6, Eff. March 23, 2023.

R 400.343 Investigation by department.

Rule 343. (1) The department shall investigate a nurse aide for a complaint that alleges a violation of the act or these rules.
(2) An investigation may include, but is not limited to, all the following:
(a) Interviews with the complainant, staff, patients, and other relevant persons with their consent.
(b) Inspection of relevant administrative records, other documents, and media maintained by the health facility, agency, or other setting.
(3) The department employee may copy relevant records, documents, or media, and where applicable, allow the health facility, agency, or other setting an opportunity to redact non-relevant information. The department shall maintain and protect these materials pursuant to state and federal laws, including privacy laws. All of these records, documents, or media must be disposed of after the completion of the final investigation and appeal process.

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- (4) The department shall provide the nurse aide with its written findings within 60 days after completion of the investigation.
History: 2023 MR 6, Eff. March 23, 2023.

SUBPART B: COMPLAINTS AGAINST NURSE AIDE TRAINER OR TRAINING PROGRAM

R 400.345 Complaint filed against a nurse aide trainer or training program.

Rule 345. (1) A complaint filed against a nurse aide trainer or nurse aide training program may be filed directly with the applicable nurse aide training program or the department.

(2) A nurse aide training program shall adopt and follow written policies and procedures to investigate complaints filed by a student of the program.

(3) A nurse aide training program shall notify the complainant of its findings within 10 business days after completion of the investigation. This subrule does not apply when a complaint is filed anonymously.

(4) A comment on a satisfaction survey or other method used by a nurse aide training program to gather feedback does not constitute a complaint.

(5) A nurse aide training program shall maintain for 3 years any complaints filed under its complaint procedure, all complaint investigation reports, and correspondence delivered to each complainant, and provide the documents as required in this rule when requested by the department.

History: 2023 MR 6, Eff. March 23, 2023.

R 400.347 Complaint filed with department; procedure.

Rule 347. (1) A complaint filed with the department must be filed within 12 months after the alleged violation. If it is not filed within 12 months after the alleged violation, the department may investigate the complaint if the complainant shows good cause for the delay in filing the complaint.

(2) A complaint must be submitted in writing to the department.

(3) The complaint must be limited to matters involving an alleged violation of the act or these rules.

(4) A complainant shall provide enough information to identify the specific nurse aide trainer and the applicable nurse aide training program where the alleged violation took place.

(5) A complaint may be filed anonymously.

(6) The department shall receive, evaluate, and, if warranted, investigate a complaint.

(7) The department shall provide the complainant with the written findings of the complaint investigation no later than 30 days after the conclusion of the complaint investigation process. This subrule does not apply when a complaint is filed anonymously.

History: 2023 MR 6, Eff. March 23, 2023.

R 400.349 Investigation by department.

Rule 349. (1) The department shall investigate a nurse aide training program, nurse aide trainer, or both, for a complaint that alleges violation of the act or these rules.

(2) An investigation may include, but is not limited to, both of the following:

(a) Interviews with the complainant, staff, and other relevant persons with their consent.

(b) Inspection of relevant administrative records, other documents, and media maintained by the nurse aide training program.

(3) The department employee may copy relevant records, documents, or media, and where applicable, allow the nurse aide training program an opportunity to redact non-relevant information. The department shall maintain and protect these materials pursuant to state and federal laws, including privacy laws. All of these records, documents, or media must be disposed of after completion of the final investigation and appeal process.

(4) The department shall provide the nurse aide training program with its written findings within 60 days after the exit date of the on-site investigation.

History: 2023 MR 6, Eff. March 23, 2023.

PART 6: ENFORCEMENT, DISCIPLINARY ACTIONS, NOTIFICATIONS

SUBPART A: ENFORCEMENT

R 400.351 Monitoring compliance with certificate or permit; investigating allegations of noncompliance; violation; sanctions.

Rule 351. (1) The department shall monitor compliance with all certificates and permits issued.

(2) The department shall investigate allegations of noncompliance with the act or these rules. A finding of noncompliance

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may include that a nurse aide, nurse aide trainer, or a nurse aide training program provided false information during the application process and was issued a certificate or permit based on the false information unknown to the department at the time.

(3) If the department determines that the recipient of a certificate or permit is not in compliance with the terms of the certificate or permit or is in violation of the act or these rules, the department shall do 1 or more of the following:

- (a) Permanently revoke the certificate of a nurse aide found to have abused a patient.
- (b) Permanently revoke the certificate of a nurse aide found to have misappropriated the property of a patient.
- (c) Revoke the certificate of a nurse aide found to have neglected a patient unless the nurse aide demonstrates that the neglect was caused by factors beyond his or her control. Factors beyond the control of the nurse aide include, but are not limited to, an immediate action to protect the health and safety of or prevent harm to the resident, an action that is directed by a licensed health professional under article 15, or a nurse aide has not been trained to complete an assigned task.
- (d) Issue a summary suspension of the certificate or permit.
- (e) Revoke or suspend the certificate or permit. A certificate or permit holder that has had his or her certificate or permit revoked cannot reapply for a minimum of 3 years after the effective date of revocation.
- (f) Limit or modify the certificate or permit.
- (g) Require probation, re-training, or a continuing education class.
- (h) Issue a written reprimand.
- (i) Take any other enforcement action authorized by the act or these rules.

(4) A nurse aide whose certificate has been revoked pursuant to subrule (2)(c) of this rule may petition the department to end the enforcement of the revocation 1 year after the effective date of the finding if both of the following conditions are met:

- (a) The employment and personal history of the nurse aide does not reflect a pattern of abusive behavior or neglect.
- (b) The neglect involved in the original finding was a singular occurrence.

(5) A certificate or permit holder may voluntarily surrender a certificate or permit by notifying the department in writing. The effective date of the voluntary termination will be the date the department receives the written request. The department shall honor the request unless there is an open investigation or pending disciplinary action against the individual or program.

(6) The department may agree to settle a pending disciplinary action.

History: 2023 MR 6, Eff. March 23, 2023.

SUBPART B: DISCIPLINARY ACTIONS

R 400.352 Authority; hearings.

Rule 352. (1) Pursuant to section 21923(1) of the act, MCL 333.21923, the department shall investigate and take enforcement action for violations of the act or these rules.

(2) The department shall implement 42 USC 1395i-3(g)(1)(C) and (D) and 42 CFR parts 483 and 488 as they relate to nursing homes.

(3) The procedures for a hearing must comply with sections 71 to 92 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.271 to 24.292, and R 792.10101 to R 792.10137.

History: 2023 MR 6, Eff. March 23, 2023.

R 400.353 Notice of intent.

Rule 353. (1) Except as provided in R 400.354, the department shall provide the certified nurse aide or permitted program or trainer with written notice, by certified mail or personal service to the address of record, of the facts or conduct that warrant the intended action before revoking, suspending, limiting, or modifying a certificate or permit. The written notice shall include, but is not limited to, all of the following:

- (a) The nature of the allegations.
- (b) The approximate date and time the allegations occurred.
- (c) The right to request an administrative hearing to contest the allegations.
- (d) The department's intent to revoke, suspend, limit, or modify a certificate or permit.
- (e) Notice that if the certified nurse aide or permitted program or trainer does not request an administrative hearing in writing within 30 days after the date of the written notice, as provided for in subrule (3) of this rule, the department will enforce the sanction indicated in the written notice.
- (f) The consequences of a finding through the administrative hearing process that the person committed the violations of legal requirements described in the written notice.
- (g) The certified nurse aide or permitted program or trainer has the right to be represented by an attorney at the administrative hearing at the individual's expense.

(2) The department shall issue the written notice within 10 business days after the completion of the department's

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investigation. The department shall give a copy of the written notice to the administrator of the training program or the administrator of the health facility or agency that employs the subject of the notice.

(3) The certified nurse aide or permitted program or trainer may request an administrative hearing within 30 days after the date the department issued the written notice. The request for administrative hearing must be submitted in writing to the director or director's designee as instructed in the written notice.

(4) In addition to the written request for an administrative hearing, a certified nurse aide or permitted program or trainer may submit to the director or director's designee a written statement disputing the allegations listed in the department's written notice.

(5) Upon receipt of a written request for hearing, the department shall forward the request to the Michigan office of administrative hearings and rules for the scheduling of the administrative hearing.

(6) The Michigan office of administrative hearings and rules shall provide the notice of hearing to the applicant, certified nurse aide, or permitted program or trainer by certified mail to the address of record.

History: 2023 MR 6, Eff. March 23, 2023.

R 400.354 Summary suspension.

Rule 354. (1) The department may summarily suspend a certificate or permit if the department finds that the public health, safety, or welfare requires emergency action in accordance with section 92 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.292. If the department summarily suspends a certificate or permit under this rule, a post-suspension hearing must be held promptly to determine if the suspension should remain in effect pursuant to section 92 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.292.

(2) The record created at the post-suspension hearing becomes a part of the record at any subsequent hearing in the contested case.

History: 2023 MR 6, Eff. March 23, 2023.

R 400.355 Opportunity to show compliance.

Rule 355. When the department issues a notice of intent under R 400.353, a notice of compliance conference must accompany the notice of intent. The notice of compliance conference must state the date, time, and location or medium of the compliance conference and inform the individual of all of the following:

(a) The purpose of the compliance conference is to provide the individual or program the opportunity to demonstrate that the individual or program complied with all lawful requirements for a certificate or permit at the time of the department's investigation or inspection.

(b) If the individual or program is unable to reach a settlement with the department, the matter will proceed to an administrative hearing.

(c) The individual or program may waive the compliance conference and proceed directly to the administrative hearing.

History: 2023 MR 6, Eff. March 23, 2023.

R 400.356 Subpoena.

Rule 356. (1) The department or presiding officer at an administrative hearing may issue a subpoena to do any of the following:

(a) Compel the attendance of a witness to testify at an administrative hearing.

(b) Produce books, papers, documents, or other items relevant to the hearing.

(2) If a subpoena is disobeyed, the director of the department or the director's designee may petition the circuit court to require the attendance of the witness or the production of books, papers, documents, or other items. The circuit court may issue an order requiring a person to appear and give testimony or produce books, papers, documents, or other items. Failure to obey the order of the circuit court may be punished by the court as contempt of court.

History: 2023 MR 6, Eff. March 23, 2023.

SUBPART C: NOTIFICATIONS

R 400.357 Notifications for neglect, abuse, misappropriation of property.

Rule 357. (1) Within 10 business days after establishing neglect or abuse of a patient or misappropriation of the property of a patient, the department shall notify all of the following:

(a) The nurse aide.

(b) The current administrator of the health facility or agency or another employer where the incident occurred.

(c) The current administrator of the health facility or agency or other employer where the nurse aide currently provides nursing or nursing-related services, if known.

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(2) Upon receipt of the notification described in subrule (1)(a) of this rule, the individual shall immediately cease providing nursing or nursing-related services as a certified nurse aide.

(3) The department shall update the nurse aide registry with these findings.

History: 2023 MR 6, Eff. March 23, 2023.

DEPARTMENT OF SOCIAL SERVICES

GENERAL RULES

PART 5. STATE JUVENILE WARDS

BOYS' TRAINING SCHOOL

R 400.321
Source: 2012 AACCS.

R 400.331
Source: 2012 AACCS.

R 400.332
Source: 2012 AACCS.

R 400.341
Source: 2012 AACCS.

R 400.343
Source: 2012 AACCS.

R 400.344
Source: 2012 AACCS.

R 400.345
Source: 2012 AACCS.

R 400.346
Source: 2012 AACCS.

R 400.347
Source: 2012 AACCS.

R 400.348
Source: 2012 AACCS.

R 400.349
Source: 2012 AACCS.

R 400.361
Source: 2012 AACCS.

R 400.362
Source: 2012 AACCS.

R 400.371
Source: 2012 AACCS.

DEPARTMENT OF HUMAN SERVICES

GENERAL RULES

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PART 7. PROTECTION OF CHILDREN

INTERSTATE PLACEMENTS

R 400.400
Source: 2013 AACCS.

INTERCOUNTRY PLACEMENTS

R 400.410
Source: 2013 AACCS.

R 400.411
Source: 2013 AACCS.

DEPARTMENT OF COMMUNITY HEALTH

MEDICAL SERVICES ADMINISTRATION

MEDICAL ASSISTANCE FOR THE AGED

R 400.501
Source: 1979 AC.

R 400.502
Source: 1979 AC.

R 400.503
Source: 1979 AC.

R 400.504
Source: 1979 AC.

R 400.505
Source: 1979 AC.

R 400.506
Source: 1979 AC.

R 400.507
Source: 1979 AC.

R 400.508
Source: 1979 AC.

R 400.509
Source: 1979 AC.

R 400.510
Source: 1979 AC.

R 400.511
Source: 1979 AC.

R 400.512
Source: 1979 AC.

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R 400.513
Source: 1979 AC.

R 400.514
Source: 1979 AC.

R 400.515
Source: 1979 AC.

PART 9. HEARINGS, APPEALS, AND DECLARATORY RULINGS

R 400.901
Source: 2015 AACS.

R 400.902
Source: 2015 AACS.

R 400.903
Source: 2015 AACS.

R 400.904
Source: 1998-2000 AACS.

R 400.905
Source: 2015 AACS.

R 400.906
Source: 2015 AACS.

R 400.907
Source: 2015 AACS.

R 400.908
Source: 2015 AACS.

R 400.909
Source: 2015 AACS.

R 400.910
Source: 2015 AACS.

R 400.911
Source: 2015 AACS.

R 400.912
Source: 2015 AACS.

R 400.913
Source: 2015 AACS.

R 400.914
Source: 2015 AACS.

R 400.915
Source: 2015 AACS.

R 400.916

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Source: 2015 AACS.

R 400.917

Source: 2015 AACS.

R 400.918

Source: 2015 AACS.

R 400.919

Source: 2015 AACS.

R 400.920

Source: 2015 AACS.

R 400.921

Source: 2015 AACS.

R 400.922

Source: 2015 AACS.

R 400.941

Source: 2015 AACS.

R 400.951

Source: 1985 AACS.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

MEDICAL SERVICES ADMINISTRATION

ADULT HOME HELP SERVICES PAYMENTS

R 400.1101

Source: 2021 AACS.

R 400.1102

Source: 2021 AACS.

R 400.1103

Source: 2021 AACS.

R 400.1104

Source: 2021 AACS.

R 400.1105

Source: 2021 AACS.

R 400.1106

Source: 2021 AACS.

R 400.1107

Source: 2021 AACS.

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**FAMILY SERVICES ADMINISTRATION
INTENTIONAL PROGRAM VIOLATIONS**

R 400.1121

Source: 1998-2000 AACS.

**BUREAU OF REGULATORY SERVICES
GOOD MORAL CHARACTER**

R 400.1151

Source: 1988 AACS.

R 400.1152

Source: 1988 AACS.

R 400.1153

Source: 1988 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

BUREAU OF COMMUNITY AND HEALTH SYSTEMS

ADULT FOSTER CARE FAMILY HOMES

R 400.1401 Definitions.

Rule 1. (1) As used in these rules:

- (a) "Act" means the adult foster care facility licensing act, 1979 PA 218, MCL 400.701 to 400.737.
- (b) "Capacity" means the maximum number of residents for which a home is licensed.
- (c) "Chemical restraint" means the use of any drug or chemical in an emergency situation to limit activity or aggressiveness of a resident if the activity or aggressiveness would be harmful to the resident, other individuals, or property.
- (d) "Department" means department of licensing and regulatory affairs.
- (e) "Designated representative" means the individual or agency that has been granted the authority to act on behalf of the resident by the resident or the legal guardian of that resident.
- (f) "Elopement" means a resident that has a service plan that requires notice or arranged supervision to leave the facility and is absent without notice or supervision.
- (g) "Healthcare appraisal" means a licensed physician's or registered nurse's statement that provides an assessment of the general physical condition of a resident.
- (h) "Home" means an adult foster care family home.
- (i) "House guidelines" means those guidelines established by the licensee that set expectations for resident conduct.
- (j) "Incident" means an intentional or unintentional event where a resident sustains physical or emotional harm, an unexpected or unnatural death, is displaced by a natural disaster, or elopes.
- (k) "Members of the household" means all individuals living in the home, exclusive of residents.
- (l) "Occupants" means all individuals living in the home.
- (m) "Physical restraint" means the bodily holding of a resident with no more force than is necessary to limit the resident's movement.
- (n) "Premises" means the facility, grounds, and all other appurtenances.
- (o) "Resident" means an adult, as that term is defined in section 3 of the act, MCL 400.703, who, because of mental illness, developmental disability, physical handicap, or aged condition, requires and receives foster care in an adult foster care family home and does not require continuous nursing care.
- (p) "Responsible agency" means a public or private organization which, after written agreement with a resident or the resident's designated representative, provides 1 or more of the following:
 - (i) Preplacement and placement services.
 - (ii) Assessment planning or the establishment of an individual plan of service.
 - (iii) Maintenance of ongoing follow-up services while the resident is in the home.
- (q) "Responsible individual " means the licensee or adult designated by the licensee to provide foster care to residents.

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(r) "Street floor" means any story or floor level that is accessible from the street or from outside the building at grade and at the main entrance, is not more than 21 inches above nor more than 12 inches below street or grade level, or a floor that is arranged and used as the main floor.

(s) "Substantial risk" means that a resident's behavior poses a serious imminent threat of bodily harm to the resident or others or the destruction of property and that the resident is capable of carrying out the harm or destruction.

(t) "Time-out" means a behavior management technique employed to reduce undesired behavior by separating a resident from their surroundings if the undesired behavior occurs.

(u) "Trust fund" means money or property set aside as a trust for a resident for the benefit of a resident and held for safekeeping by the licensee.

(2) Terms defined in the act have the same meanings when used in these rules.

History: 1984 AACS; 2023 MR 11, Eff. June 8, 2023.

R 400.1402

Source: 1984 AACS.

R 400.1403

Source: 1984 AACS.

R 400.1404

Source: 1984 AACS.

R 400.1405

Source: 1984 AACS.

R 400.1406

Source: 1984 AACS.

R 400.1407

Source: 1984 AACS.

R 400.1408

Source: 1984 AACS.

R 400.1409

Source: 1984 AACS.

R 400.1410

Source: 1984 AACS.

R 400.1411

Source: 1984 AACS.

R 400.1412

Source: 1984 AACS.

R 400.1413

Source: 1984 AACS.

R 400.1414

Source: 1984 AACS.

R 400.1415

Source: 1984 AACS.

R 400.1416 Resident healthcare.

Rule 16. (1) A licensee, in conjunction with a resident's cooperation, shall follow the instructions and recommendations of a resident's physician regarding medications, special diets, and other resident healthcare needs that can be provided in the home.

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- (2) A licensee shall maintain a healthcare appraisal on file for not less than 2 years after the resident's admission to the home.
- (3) A licensee shall record the weight of a resident on admission and then monthly after that. Weight records must be maintained for 2 years.

History: 1984 AACCS; 2023 MR 11, Eff. June 8, 2023.

R 400.1416a Incident notification, incident records.

Rule 16a. (1) If a resident has a representative identified in writing on the resident's care agreement, a licensee shall report to the resident's representative within 48 hours after any of the following:

- (a) Unexpected or unnatural death of a resident.
 - (b) Unexpected and preventable inpatient hospital admission.
 - (c) Physical hostility or self-inflicted harm or harm to others resulting in injury that requires outside medical attention or law enforcement involvement.
 - (d) Natural disaster or fire that results in evacuation of residents or discontinuation of services greater than 24 hours.
 - (e) Elopement from the home if the resident's whereabouts is unknown.
- (2) If an elopement occurs, staff shall conduct an immediate search to locate the resident. If the resident is not located within 30 minutes after the elopement occurred, staff shall contact law enforcement.
- (3) An incident must be recorded on a department-approved form and kept in the home for a period of not less than 2 years.
- (4) The department may review incident reports during a renewal inspection or special investigation. This does not prohibit the department from requesting an incident report if determined necessary by the department. If the department does request an incident report, the licensee shall provide the report in electronic form within 24 hours after the request. The department shall maintain and protect these documents in accordance with state and federal laws, including privacy laws.

History: 2023 MR 11, Eff. June 8, 2023.

R 400.1417 Rescinded.

History: 1984 AACCS; 2023 MR 11, Eff. June 8, 2023.

R 400.1418

Source: 1984 AACCS.

R 400.1419

Source: 1984 AACCS.

R 400.1420

Source: 1984 AACCS.

R 400.1421

Source: 1984 AACCS.

R 400.1422

Source: 1984 AACCS.

R 400.1423

Source: 1984 AACCS.

R 400.1424

Source: 1984 AACCS.

R 400.1425

Source: 1984 AACCS.

R 400.1426

Source: 1984 AACCS.

R 400.1427

Source: 1984 AACCS.

R 400.1428

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Source: 1984 AACS.

R 400.1429

Source: 1984 AACS.

R 400.1430

Source: 1984 AACS.

R 400.1431

Source: 1984 AACS.

R 400.1432

Source: 1984 AACS.

R 400.1433

Source: 1984 AACS.

R 400.1434

Source: 1984 AACS.

R 400.1435

Source: 1984 AACS.

R 400.1436

Source: 1984 AACS.

R 400.1437

Source: 1984 AACS.

R 400.1438

Source: 1984 AACS.

R 400.1439

Source: 1984 AACS.

R 400.1440

Source: 1984 AACS.

R 400.1441

Source: 1984 AACS.

R 400.1442

Source: 1984 AACS.

FAMILY AND GROUP DAY CARE HOMES

PART 1. GENERAL PROVISIONS

R 400.1801

Source: 2005 AACS.

R 400.1802

Source: 2005 AACS.

R 400.1803

Source: 2005 AACS.

R 400.1804

Source: 2005 AACS.

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R 400.1805
Source: 2005 AACS.

R 400.1806
Source: 2005 AACS.

R 400.1807
Source: 2005 AACS.

R 400.1808
Source: 2005 AACS.

R 400.1809
Source: 2005 AACS.

R 400.1810
Source: 2005 AACS.

R 400.1811
Source: 2005 AACS.

R 400.1812
Source: 2005 AACS.

R 400.1813
Source: 2005 AACS.

R 400.1814
Source: 2005 AACS.

R 400.1815
Source: 2005 AACS.

R 400.1816
Source: 2005 AACS.

R 400.1817
Source: 2005 AACS.

R 400.1818
Source: 2005 AACS.

R 400.1821
Source: 2005 AACS.

R 400.1822
Source: 2005 AACS.

R 400.1831
Source: 2005 AACS.

R 400.1832
Source: 2005 AACS.

R 400.1833
Source: 2005 AACS.

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R 400.1834
Source: 2005 AACS.

R 400.1835
Source: 2005 AACS.

R 400.1841
Source: 2005 AACS.

R 400.1842
Source: 2005 AACS.

R 400.1851
Source: 2005 AACS.

DEPARTMENT LICENSING AND REGULATORY AFFAIRS

BUREAU OF COMMUNITY AND HEALTH SYSTEMS

LICENSING FAMILY AND GROUP CHILD CARE HOMES

R 400.1901
Source: 2019 AACS.

R 400.1902
Source: 2019 AACS.

R 400.1903
Source: 2019 AACS.

R 400.1904
Source: 2019 AACS.

R 400.1904a
Source: 2019 AACS.

R 400.1904b
Source: 2019 AACS.

R 400.1905
Source: 2019 AACS.

R 400.1906
Source: 2019 AACS.

R 400.1907
Source: 2019 AACS.

R 400.1908
Source: 2019 AACS.

R 400.1909
Source: 2019 AACS.

R 400.1910
Source: 2019 AACS.

R 400.1911

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Source: 2019 AACS.

R 400.1912

Source: 2019 AACS.

R 400.1913

Source: 2019 AACS.

R 400.1914

Source: 2019 AACS.

R 400.1915

Source: 2019 AACS.

R 400.1916

Source: 2019 AACS.

R 400.1917

Source: 2019 AACS.

R 400.1918

Source: 2019 AACS.

R 400.1919

Source: 2019 AACS.

R 400.1920

Source: 2019 AACS.

R 400.1921

Source: 2019 AACS.

R 400.1922

Source: 2019 AACS.

R 400.1923

Source: 2019 AACS.

R 400.1924

Source: 2019 AACS.

R 400.1925

Source: 2019 AACS.

R 400.1926

Source: 2019 AACS.

R 400.1931

Source: 2019 AACS.

R 400.1932

Source: 2019 AACS.

R 400.1933

Source: 2019 AACS.

R 400.1934

Source: 2019 AACS.

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- R 400.1935**
Source: 2019 AACS.
- R 400.1936**
Source: 2019 AACS.
- R 400.1941**
Source: 2019 AACS.
- R 400.1942**
Source: 2019 AACS.
- R 400.1943**
Source: 2019 AACS.
- R 400.1944**
Source: 2019 AACS.
- R 400.1945**
Source: 2019 AACS.
- R 400.1951**
Source: 2019 AACS.
- R 400.1952**
Source: 2019 AACS.
- R 400.1961**
Source: 2019 AACS.
- R 400.1962**
Source: 2019 AACS.
- R 400.1963**
Source: 2019 AACS.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

CHILDREN'S SERVICES AGENCY

CHILD CARE FUND

PART 1. GENERAL PROVISIONS

- R 400.2001**
Source: 2020 AACS.
- R 400.2002**
Source: 2020 AACS.
- R 400.2003**
Source: 2020 AACS.
- R 400.2004**
Source: 2020 AACS.
- R 400.2005**
Source: 2020 AACS.

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R 400.2006
Source: 2020 AACS.

R 400.2007
Source: 2020 AACS.

R 400.2008
Source: 2020 AACS.

R 400.2009
Source: 2020 AACS.

R 400.2010
Source: 2020 AACS.

R 400.2011
Source: 1987 AACS.

PART 2. ELIGIBLE EXPENDITURE CLASSIFICATIONS

R 400.2021
Source: 2020 AACS.

R 400.2022
Source: 2020 AACS.

R 400.2023
Source: 2020 AACS.

R 400.2024
Source: 2020 AACS.

R 400.2025
Source: 1987 AACS.

R 400.2026
Source: 1987 AACS.

R 400.2027
Source: 1987 AACS.

R 400.2028
Source: 2020 AACS.

PART 3. ACCOUNTING

R 400.2031
Source: 2020 AACS.

PART 4. REPORTING

R 400.2041
Source: 2020 AACS.

R 400.2042
Source: 1987 AACS.

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R 400.2043
Source: 1987 AACS.

R 400.2044
Source: 2020 AACS.

R 400.2045
Source: 2020 AACS.

R 400.2046
Source: 1987 AACS.

R 400.2047
Source: 1987 AACS.

R 400.2048
Source: 2020 AACS.

R 400.2049
Source: 2020 AACS.

ADULT FOSTER CARE LICENSING DIVISION

ADULT FOSTER CARE FACILITIES

PART 1. GENERAL PROVISIONS

R 400.2101
Source: 1997 AACS.

R 400.2102
Source: 1997 AACS.

R 400.2103
Source: 1997 AACS.

R 400.2104
Source: 1997 AACS.

R 400.2105
Source: 1997 AACS.

R 400.2106
Source: 1997 AACS.

R 400.2111
Source: 1997 AACS.

R 400.2112
Source: 1997 AACS.

R 400.2113
Source: 1997 AACS.

R 400.2114
Source: 1997 AACS.

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R 400.2115
Source: 1997 AACS.

R 400.2116
Source: 1997 AACS.

R 400.2117
Source: 1997 AACS.

R 400.2118
Source: 1997 AACS.

R 400.2119
Source: 1997 AACS.

R 400.2120
Source: 1997 AACS.

R 400.2121
Source: 1997 AACS.

R 400.2122
Source: 1997 AACS.

PART 2. FAMILY HOMES, FIRE SAFETY

R 400.2201
Source: 1984 AACS.

R 400.2202
Source: 1997 AACS.

R 400.2203
Source: 1997 AACS.

R 400.2204
Source: 1997 AACS.

R 400.2205
Source: 1997 AACS.

R 400.2206
Source: 1997 AACS.

R 400.2207
Source: 1997 AACS.

R 400.2208
Source: 1997 AACS.

R 400.2209
Source: 1997 AACS.

R 400.2210
Source: 1997 AACS.

R 400.2211
Source: 1997 AACS.

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- R 400.2212**
Source: 1997 AACS.
- R 400.2213**
Source: 1997 AACS.
- R 400.2214**
Source: 1997 AACS.
- R 400.2215**
Source: 1997 AACS.
- R 400.2216**
Source: 1997 AACS.
- R 400.2217**
Source: 1997 AACS.
- R 400.2218**
Source: 1997 AACS.
- R 400.2219**
Source: 1997 AACS.
- R 400.2220**
Source: 1997 AACS.
- R 400.2221**
Source: 1997 AACS.
- R 400.2222**
Source: 1997 AACS.
- R 400.2223**
Source: 1997 AACS.
- R 400.2224**
Source: 1997 AACS.
- R 400.2231**
Source: 1984 AACS.
- R 400.2232**
Source: 1997 AACS.
- R 400.2233**
Source: 1984 AACS.
- R 400.2234**
Source: 1997 AACS.
- R 400.2241**
Source: 1997 AACS.
- R 400.2242**
Source: 1984 AACS.
- R 400.2243**
Source: 1984 AACS.

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- R 400.2244**
Source: 1979 AC.
- R 400.2245**
Source: 1979 AC.
- R 400.2246**
Source: 1979 AC.
- R 400.2247**
Source: 1979 AC.
- R 400.2248**
Source: 1997 AACS.
- R 400.2249**
Source: 1997 AACS.
- R 400.2250**
Source: 1997 AACS.
- R 400.2251**
Source: 1997 AACS.
- R 400.2252**
Source: 1997 AACS.
- R 400.2253**
Source: 1997 AACS.
- R 400.2254**
Source: 1997 AACS.
- R 400.2255**
Source: 1997 AACS.
- R 400.2256**
Source: 1997 AACS.
- R 400.2257**
Source: 1997 AACS.
- R 400.2261**
Source: 1979 AC.
- R 400.2271**
Source: 1997 AACS.
- R 400.2272**
Source: 1997 AACS.
- R 400.2273**
Source: 1997 AACS.
- R 400.2274**
Source: 1997 AACS.
- R 400.2275**
Source: 1997 AACS.

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PART 3. GROUP HOMES

R 400.2301
Source: 1997 AACS.

R 400.2302
Source: 1997 AACS.

R 400.2303
Source: 1997 AACS.

R 400.2304
Source: 1997 AACS.

R 400.2305
Source: 1997 AACS.

R 400.2306
Source: 1997 AACS.

R 400.2307
Source: 1997 AACS.

R 400.2302
Source: 1997 AACS.

R 400.2303
Source: 1997 AACS.

R 400.2304
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R 400.2305
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R 400.2309
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R 400.2310
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R 400.2311
Source: 1997 AACS.

R 400.2312
Source: 1997 AACS.

R 400.2313
Source: 1997 AACS.

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- R 400.2314**
Source: 1997 AACS.
- R 400.2315**
Source: 1997 AACS.
- R 400.2316**
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- R 400.2317**
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- R 400.2318**
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- R 400.2319**
Source: 1997 AACS.
- R 400.2320**
Source: 1997 AACS.
- R 400.2321**
Source: 1997 AACS.
- R 400.2322**
Source: 1997 AACS.
- R 400.2323**
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- R 400.2324**
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- R 400.2331**
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- R 400.2332**
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- R 400.2333**
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- R 400.2334**
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- R 400.2341**
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- R 400.2342**
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- R 400.2343**
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- R 400.2344**
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- R 400.2345**
Source: 1997 AACS.

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- R 400.2346**
Source: 1997 AACS.
- R 400.2347**
Source: 1997 AACS.
- R 400.2348**
Source: 1997 AACS.
- R 400.2349**
Source: 1997 AACS.
- R 400.2350**
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- R 400.2351**
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- R 400.2352**
Source: 1997 AACS.
- R 400.2353**
Source: 1997 AACS.
- R 400.2354**
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- R 400.2355**
Source: 1997 AACS.
- R 400.2356**
Source: 1997 AACS.
- R 400.2357**
Source: 1997 AACS.
- R 400.2361**
Source: 1997 AACS.
- R 400.2371**
Source: 1997 AACS.
- R 400.2372**
Source: 1997 AACS.
- R 400.2373**
Source: 1997 AACS.
- R 400.2374**
Source: 1997 AACS.
- R 400.2375**
Source: 1997 AACS.
- R 400.2376**
Source: 1982 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

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BUREAU OF COMMUNITY AND HEALTH SYSTEMS

ADULT FOSTER CARE CONGREGATE FACILITIES

PART 4. CONGREGATE FACILITIES

R 400.2401

Source: 1979 AC.

R 400.2402

Source: 1979 AC.

R 400.2403

Source: 1979 AC.

R 400.2404 Change in health and accidents.

Rule 404. (1) If an accident or sudden adverse change in a resident's physical condition or adjustment occurs, a congregate facility shall obtain needed care immediately and notify the responsible relative and the individual or agency responsible for placing and maintaining the resident in the congregate facility.

(2) An occurrence of a reportable communicable disease as defined by the laws of this state or the rules implementing the laws must be reported immediately to the local health department and the department.

(3) Immediate investigation of the cause of an accident involving a resident must be initiated by a congregate facility licensee or administrator and an appropriate accident record must be completed and maintained.

History: 1954 ACS 82, Eff. Feb. 1, 1975; 1979 AC; 2023 MR 11, Eff. June 8, 2023.

R 400.2404a Incident notification, incident records.

Rule 404a. (1) As used in these rules:

(a) "Department" means the department of licensing and regulatory affairs.

(b) "Elopement" means a resident that has a service plan that requires notice or arranged supervision to leave the facility and is absent without notice or supervision.

(c) "Incident" means, consistent with the incident recordkeeping requirement in this rule, an intentional or unintentional event where a resident sustains physical or emotional harm, an unexpected or unnatural death, is displaced by a natural disaster, or elopes.

(2) If a resident has a representative identified in writing on the resident's care agreement, the licensee shall report to the resident's representative within 48 hours after any of the following:

(a) Unexpected or unnatural death of a resident.

(b) Unexpected and preventable inpatient hospital admission.

(c) Physical hostility or self-inflicted harm or harm to others resulting in injury that requires outside medical attention or law enforcement involvement.

(d) Natural disaster or fire that results in evacuation of residents or discontinuation of services greater than 24 hours.

(e) Elopement from the home if the resident's whereabouts is unknown.

(3) If an elopement occurs, staff shall conduct an immediate search to locate the resident. If the resident is not located within 30 minutes after the elopement occurred, staff shall contact law enforcement.

(4) An incident must be recorded on a department-approved form and maintained in the home for a period of not less than 2 years.

(5) The department may review incident reports during a renewal inspection or special investigation. This does not prohibit the department from requesting an incident report if determined necessary by the department. If the department does request an incident report, the licensee shall provide the report in electronic form within 24 hours after the request. The department shall maintain and protect these documents in accordance with state and federal laws, including privacy laws.

History: 2023 MR 11, Eff. June 8, 2023.

R 400.2405

Source: 1979 AC.

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- R 400.2406**
Source: 1979 AC.
- R 400.2407**
Source: 1979 AC.
- R 400.2411**
Source: 1979 AC.
- R 400.2412**
Source: 1979 AC.
- R 400.2413**
Source: 1979 AC.
- R 400.2414**
Source: 1979 AC.
- R 400.2415**
Source: 1979 AC.
- R 400.2416**
Source: 1979 AC.
- R 400.2417**
Source: 1979 AC.
- R 400.2418**
Source: 1979 AC.
- R 400.2421**
Source: 1979 AC.
- R 400.2422**
Source: 1979 AC.
- R 400.2423**
Source: 1979 AC.
- R 400.2424**
Source: 1979 AC.
- R 400.2431**
Source: 1979 AC.
- R 400.2432**
Source: 1979 AC.
- R 400.2433**
Source: 1979 AC.
- R 400.2434**
Source: 1979 AC.
- R 400.2447**
Source: 1979 AC.
- R 400.2448**
Source: 1979 AC.

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R 400.2451
Source: 1979 AC.

R 400.2452
Source: 1979 AC.

R 400.2453
Source: 1979 AC.

R 400.2454 Accident records.

Rule 454. An accident record must be prepared for each accident involving a resident. An accident record must include the following information:

- (a) The name of the resident involved in the accident.
- (b) The date, hour, place, and cause of the accident.
- (c) The effect of the accident on the resident involved and the care given.
- (d) The name of the physician notified and the time of the notification.
- (e) The physician's statement regarding the extent of the injuries, the treatment ordered, and disposition of the resident involved.
- (f) Corrective measures taken to avoid repetition of the accident.

History: 1954 ACS 82, Eff. Feb. 1, 1975; 1979 AC; 2023 MR 11, Eff. June 8, 2023.

R 400.2455
Source: 1979 AC.

R 400.2456
Source: 1979 AC.

R 400.2457
Source: 1979 AC.

R 400.2461
Source: 1979 AC.

R 400.2471
Source: 1979 AC.

R 400.2472
Source: 1979 AC.

R 400.2473
Source: 1979 AC.

R 400.2474
Source: 1979 AC.

R 400.2475
Source: 1979 AC.

DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH

BUREAU OF REGULATORY SERVICES

ADULT FOSTER CARE FACILITIES

PART 5. FIRE SAFETY; CONGREGATE FACILITIES

R 400.2501
Source: 1998-2000 AACS.

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R 400.2502
Source: 1998-2000 AACS.

R 400.2503
Source: 1998-2000 AACS.

R 400.2504
Source: 1998-2000 AACS.

R 400.2505
Source: 1998-2000 AACS.

R 400.2506
Source: 1998-2000 AACS.

R 400.2507
Source: 1998-2000 AACS.

R 400.2508
Source: 1998-2000 AACS.

R 400.2509
Source: 1998-2000 AACS.

R 400.2510
Source: 1998-2000 AACS.

R 400.2511
Source: 1998-2000 AACS.

R 400.2512
Source: 1998-2000 AACS.

R 400.2513
Source: 1998-2000 AACS.

R 400.2514
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R 400.2515
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R 400.2516
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R 400.2517
Source: 1998-2000 AACS.

R 400.2518
Source: 1998-2000 AACS.

R 400.2519
Source: 1998-2000 AACS.

R 400.2520
Source: 1998-2000 AACS.

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R 400.2521
Source: 1998-2000 AACS.

R 400.2531
Source: 1998-2000 AACS.

R 400.2532
Source: 1998-2000 AACS.

R 400.2533
Source: 1998-2000 AACS.

R 400.2534
Source: 1998-2000 AACS.

R 400.2535
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R 400.2536
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R 400.2537
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R 400.2538
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R 400.2539
Source: 1998-2000 AACS.

R 400.2540
Source: 1998-2000 AACS.

R 400.2541
Source: 1998-2000 AACS.

R 400.2542
Source: 1998-2000 AACS.

R 400.2543
Source: 1998-2000 AACS.

R 400.2544
Source: 1998-2000 AACS.

R 400.2545
Source: 1998-2000 AACS.

R 400.2551
Source: 1998-2000 AACS.

R 400.2552
Source: 1998-2000 AACS.

R 400.2553
Source: 1998-2000 AACS.

R 400.2554

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Source: 1998-2000 AACS.

R 400.2555

Source: 1998-2000 AACS.

R 400.2556

Source: 1998-2000 AACS.

R 400.2557

Source: 1998-2000 AACS.

R 400.2558

Source: 1998-2000 AACS.

R 400.2559

Source: 1998-2000 AACS.

R 400.2560

Source: 1998-2000 AACS.

R 400.2561

Source: 1998-2000 AACS.

R 400.2562

Source: 1998-2000 AACS.

R 400.2563

Source: 1998-2000 AACS.

R 400.2564

Source: 1998-2000 AACS.

R 400.2565

Source: 1998-2000 AACS.

R 400.2566

Source: 1998-2000 AACS.

R 400.2567

Source: 1998-2000 AACS.

FAMILY SERVICES ADMINISTRATION

FOOD STAMP PROGRAM

R 400.3001

Source: 2014 AACS.

R 400.3002

Source: 2012 AACS.

R 400.3003

Source: 2012 AACS.

R 400.3004

R 400.3005

Source: 2014 AACS.

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R 400.3006
Source: 1997 AACS.

R 400.3007
Source: 2012 AACS.

R 400.3008
Source: 2012 AACS.

R 400.3009
Source: 2014 AACS.

R 400.3010
Source: 2014 AACS.

R 400.3011
Source: 2014 AACS.

R 400.3012
Source: 2012 AACS.

R 400.3013
Source: 2012 AACS.

R 400.3014
Source: 1997 AACS.

R 400.3015
Source: 2014 AACS.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

ECONOMIC STABILITY ADMINISTRATION

FAMILY INDEPENDENCE PROGRAM

R 400.3101
Source: 2019 AACS.

R 400.3102
Source: 2014 AACS.

R 400.3103
Source: 2014 AACS.

R 400.3104
Source: 2014 AACS.

R 400.3105
Source: 2014 AACS.

R 400.3106
Source: 2014 AACS.

R 400.3107
Source: 2022 AACS.

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R 400.3108
Source: 2014 AACS.

R 400.3109
Source: 2014 AACS.

R 400.3110
Source: 2014 AACS.

R 400.3111
Source: 2014 AACS.

R 400.3112
Source: 2019 AACS.

R 400.3113
Source: 2014 AACS.

R 400.3114
Source: 1997 AACS.

R 400.3115
Source: 2014 AACS.

R 400.3116
Source: 2014 AACS.

R 400.3117
Source: 1997 AACS.

R 400.3118
Source: 1997 AACS.

R 400.3119
Source: 1997 AACS.

R 400.3120
Source: 1997 AACS.

R 400.3121
Source: 1997 AACS.

R 400.3122
Source: 1997 AACS.

R 400.3123
Source: 2014 AACS.

R 400.3124
Source: 2014 AACS.

R 400.3125
Source: 2014 AACS.

R 400.3126
Source: 1997 AACS.

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R 400.3127
Source: 2014 AACS.

R 400.3128
Source: 1997 AACS.

R 400.3129
Source: 2014 AACS.

R 400.3130
Source: 2014 AACS.

R 400.3131
Source: 2014 AACS.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

FAMILY SERVICES ADMINISTRATION

STATE DISABILITY ASSISTANCE PROGRAM

R 400.3151
Source: 2015 AACS.

R 400.3152
Source: 1998-2000 AACS.

R 400.3153
Source: 1998-2000 AACS.

R 400.3154
Source: 1998-2000 AACS.

R 400.3155
Source: 2022 AACS.

R 400.3156
Source: 2015 AACS.

R 400.3157
Source: 2015 AACS.

R 400.3158
Source: 2015 AACS.

R 400.3159
Source: 2015 AACS.

R 400.3160
Source: 2015 AACS.

R 400.3161
Source: 2015 AACS.

R 400.3162
Source: 2015 AACS.

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- R 400.3163**
Source: 2015 AACS.
- R 400.3164**
Source: 2015 AACS.
- R 400.3165**
Source: 2015 AACS.
- R 400.3166**
Source: 1998-2000 AACS.
- R 400.3167**
Source: 2015 AACS.
- R 400.3168**
Source: 2015 AACS.
- R 400.3169**
Source: 2015 AACS.
- R 400.3170**
Source: 2015 AACS.
- R 400.3171**
Source: 2015 AACS.
- R 400.3172**
Source: 1998-2000 AACS.
- R 400.3173**
Source: 2015 AACS.
- R 400.3174**
Source: 1998-2000 AACS.
- R 400.3175**
Source: 1998-2000 AACS.
- R 400.3176**
Source: 1998-2000 AACS.
- R 400.3177**
Source: 1998-2000 AACS.
- R 400.3178**
Source: 2015 AACS.
- R 400.3179**
Source: 2015 AACS.
- R 400.3180**
Source: 1998-2000 AACS.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

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MEDICAL SERVICES ADMINISTRATION

MEDICAL ASSISTANCE PROGRAM

R 400.3351
Source: 1979 AC.

MSA PROVIDER HEARINGS

R 400.3401
Source: 2015 AACS.

R 400.3402
Source: 2016 AACS.

R 400.3403
Source: 2015 AACS.

R 400.3404
Source: 2016 AACS.

R 400.3405
Source: 2016 AACS.

R 400.3406
Source: 2016 AACS.

R 400.3407
Source: 1979 AC.

R 400.3408
Source: 2016 AACS.

R 400.3409
Source: 2015 AACS.

R 400.3410
Source: 2015 AACS.

R 400.3410
Source: 2015 AACS.

R 400.3411
Source: 2015 AACS.

R 400.3412
Source: 2015 AACS.

R 400.3413
Source: 2015 AACS.

R 400.3414
Source: 2015 AACS.

R 400.3415
Source: 2015 AACS.

R 400.3416
Source: 2015 AACS.

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R 400.3417
Source: 2015 AACS.

R 400.3418
Source: 2015 AACS.

R 400.3419
Source: 2015 AACS.

R 400.3420
Source: 2015 AACS.

R 400.3421
Source: 2015 AACS.

R 400.3422
Source: 2015 AACS.

R 400.3423
Source: 2015 AACS.

R 400.3424
Source: 1979 AC.

R 400.3425
Source: 1979 AC.

**OFFICE OF INCOME ASSISTANCE
EMERGENCY NEEDS PROGRAM**

R 400.3501
Source: 1997 AACS.

R 400.3502
Source: 1997 AACS.

R 400.3503
Source: 1997 AACS.

R 400.3504
Source: 1997 AACS.

R 400.3505
Source: 1997 AACS.

R 400.3506
Source: 1997 AACS.

R 400.3507
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Source: 1997 AACS.

R 400.3510

Source: 1997 AACS.

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R 400.3525

Source: 1997 AACS.

R 400.3526

Source: 1997 AACS.

R 400.3527

Source: 1997 AACS.

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R 400.3528
Source: 1997 AACCS.

R 400.3529
Source: 1997 AACCS.

R 400.3530
Source: 1997 AACCS.

R 400.3531
Source: 1997 AACCS.

R 400.3532
Source: 1997 AACCS.

R 400.3533
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R 400.3534
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R 400.3535
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R 400.3536
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R 400.3537
Source: 1997 AACCS.

R 400.3538
Source: 1997 AACCS.

R 400.3539
Source: 1997 AACCS.

R 400.3540
Source: 1997 AACCS.

**OFFICE OF EMPLOYMENT DEVELOPMENT SERVICES
MICHIGAN OPPORTUNITY AND SKILLS TRAINING PROGRAM**

R 400.3591
Source: 1997 AACCS.

R 400.3592
Source: 1997 AACCS.

R 400.3593
Source: 1997 AACCS.

R 400.3594
Source: 1997 AACCS.

R 400.3595
Source: 1997 AACCS.

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R 400.3596
Source: 1997 AACS.

**FAMILY SERVICES ADMINISTRATION
EMPLOYMENT AND TRAINING PROGRAM**

R 400.3601
Source: 2014 AACS.

R 400.3602
Source: 2014 AACS.

R 400.3603
Source: 1997 AACS.

R 400.3604
Source: 2014 AACS.

R 400.3605
Source: 1997 AACS.

R 400.3606
Source: 2014 AACS.

R 400.3607
Source: 2014 AACS.

R 400.3608
Source: 2014 AACS.

R 400.3609
Source: 2014 AACS.

R 400.3610
Source: 2014 AACS.

R 400.3611
Source: 2014 AACS.

R 400.3612
Source: 2014 AACS.

R 400.3613
Source: 1997 AACS.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

CHILDREN'S SERVICES AGENCY

DIVISION OF CHILD WELFARE LICENSING

CHILD CARING INSTITUTIONS

PART 1. GENERAL PROVISIONS

**Annual Administrative Code Supplement
2023 Edition**

- R 400.4101**
Source: 2022 AACS.
- R 400.4102**
Source: 2015 AACS.
- R 400.4103**
Source: 2015 AACS.
- R 400.4104**
Source: 2015 AACS.
- R 400.4105**
Source: 2015 AACS.
- R 400.4106**
Source: 2015 AACS.
- R 400.4107**
Source: 2015 AACS.
- R 400.4108**
Source: 2015 AACS.
- R 400.4109**
Source: 2015 AACS.
- R 400.4110**
Source: 2015 AACS.
- R 400.4111**
Source: 2015 AACS.
- R 400.4112**
Source: 2019 AACS.
- R 400.4113**
Source: 2015 AACS.
- R 400.4114**
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- R 400.4115**
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- R 400.4116**
Source: 2015 AACS.
- R 400.4117**
Source: 2015 AACS.
- R 400.4118**
Source: 2015 AACS.
- R 400.4119**
Source: 2015 AACS.

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R 400.4120
Source: 2015 AACS.

R 400.4121
Source: 2015 AACS.

R 400.4122
Source: 2015 AACS.

R 400.4123
Source: 2015 AACS.

R 400.4124
Source: 2015 AACS.

R 400.4125
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R 400.4126
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R 400.4127
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R 400.4128
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R 400.4129
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R 400.4130
Source: 1983 AACS.

R 400.4131
Source: 2015 AACS.

R 400.4132
Source: 2015 AACS.

R 400.4133
Source: 1983 AACS.

R 400.4134
Source: 2015 AACS.

R 400.4135
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R 400.4136
Source: 2015 AACS.

R 400.4137
Source: 2015 AACS.

R 400.4138

**Annual Administrative Code Supplement
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Source: 2015 AACS.
R 400.4139
Source: 2015 AACS.

R 400.4140
Source: 2015 AACS.

R 400.4141
Source: 2015 AACS.

R 400.4142
Source: 2015 AACS.

R 400.4143
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R 400.4144
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R 400.4145
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R 400.4146
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R 400.4147
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R 400.4148
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R 400.4149
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R 400.4150
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R 400.4151
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R 400.4152
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R 400.4153
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R 400.4154
Source: 2015 AACS.

R 400.4155
Source: 2015 AACS.

R 400.4156
Source: 2015 AACS.

R 400.4157

**Annual Administrative Code Supplement
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Source: 2015 AACS.

R 400.4158

Source: 2022 AACS.

R 400.4159

Source: 2022 AACS.

R 400.4160

Source: 2022 AACS.

R 400.4161

Source: 2022 AACS.

R 400.4162

Source: 2022 AACS.

R 400.4163

Source: 2022 AACS.

R 400.4164

Source: 2015 AACS.

R 400.4165

Source: 2015 AACS.

R 400.4166

Source: 2015 AACS.

R 400.4167

Source: 2015 AACS.

R 400.4168

Source: 2015 AACS.

R 400.4169

Source: 2015 AACS.

R 400.4170

Source: 2015 AACS.

R 400.4172

Source: 2015 AACS.

R 400.4173

Source: 2015 AACS.

R 400.4175

Source: 2015 AACS.

R 400.4176

Source: 2015 AACS.

R 400.4177

Source: 2015 AACS.

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R 400.4178
Source: 2015 AACS.

R 400.4181
Source: 2015 AACS.

R 400.4182
Source: 2015 AACS.

R 400.4183
Source: 2015 AACS.

R 400.4199
Source: 1983 AACS.

PART 2. SHORT-TERM INSTITUTIONS

R 400.4201
Source: 2015 AACS.

R 400.4231
Source: 2015 AACS.

R 400.4232
Source: 2015 AACS.

R 400.4234
Source: 2015 AACS.

R 400.4237
Source: 2015 AACS.

R 400.4238
Source: 2015 AACS.

PART 3. RESIDENTIAL TREATMENT INSTITUTIONS

R 400.4302
Source: 2015 AACS.

R 400.4331
Source: 2015 AACS.

R 400.4332
Source: 2015 AACS.

R 400.4334
Source: 2015 AACS.

R 400.4335
Source: 2015 AACS.

R 400.4336
Source: 2015 AACS.

R 400.4337
Source: 2015 AACS.

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R 400.4338
Source: 2015 AACS.

PART 4. ENVIRONMENTAL HEALTH AND SAFETY

R 400.4401
Source: 1983 AACS.

R 400.4407
Source: 1983 AACS.

R 400.4409
Source: 1983 AACS.

R 400.4411
Source: 1983 AACS.

R 400.4414
Source: 1983 AACS.

R 400.4417
Source: 1983 AACS.

R 400.4420
Source: 1983 AACS.

R 400.4426
Source: 1983 AACS.

R 400.4428
Source: 1983 AACS.

R 400.4431
Source: 1983 AACS.

R 400.4435
Source: 1983 AACS.

PART 5. FIRE SAFETY FOR SMALL, LARGE, AND SECURE INSTITUTION FACILITIES

R 400.4501
Source: 2015 AACS.

R 400.4502
Source: 2015 AACS.

R 400.4504
Source: 2015 AACS.

R 400.4505
Source: 2015 AACS.

R 400.4506
Source: 1983 AACS.

R 400.4508

**Annual Administrative Code Supplement
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Source: 1983 AACS.

R 400.4510

Source: 2015 AACS.

R 400.4512

Source: 2015 AACS.

R 400.4513

Source: 2015 AACS.

R 400.4515

Source: 2015 AACS.

R 400.4517

Source: 2015 AACS.

R 400.4520

Source: 2015 AACS.

R 400.4522

Source: 2015 AACS.

R 400.4523

Source: 2015 AACS.

R 400.4524

Source: 2015 AACS.

R 400.4527

Source: 2015 AACS.

R 400.4532

Source: 2015 AACS.

R 400.4535

Source: 2015 AACS.

R 400.4538

Source: 2015 AACS.

R 400.4540

Source: 2015 AACS.

R 400.4543

Source: 1983 AACS.

R 400.4545

Source: 2015 AACS.

R 400.4546

Source: 2015 AACS.

R 400.4548

Source: 1983 AACS.

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- R 400.4552**
Source: 2015 AACS.
- R 400.4554**
Source: 2015 AACS.

- R 400.4555**
Source: 2015 AACS.

- R 400.4557**
Source: 1983 AACS.

- R 400.4559**
Source: 2015 AACS.

- R 400.4560**
Source: 2015 AACS.

- R 400.4562**
Source: 2015 AACS.

- R 400.4563**
Source: 2015 AACS.

- R 400.4564**
Source: 1983 AACS.

- R 400.4566**
Source: 2015 AACS.

- R 400.4568**
Source: 2015 AACS.

PART 6. FIRE SAFETY FOR RESIDENTIAL GROUP HOME FACILITIES

- R 400.4601**
Source: 2015 AACS.

- R 400.4602**
Source: 2015 AACS.

- R 400.4604**
Source: 2015 AACS.

- R 400.4605**
Source: 2015 AACS.

- R 400.4606**
Source: 1983 AACS.

- R 400.4608**
Source: 1983 AACS.

- R 400.4612**
Source: 2015 AACS.

- R 400.4613**
Source: 1983 AACS.

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R 400.4615
Source: 1983 AACS.

R 400.4617
Source: 1983 AACS.

R 400.4618
Source: 2015 AACS.

R 400.4620
Source: 2015 AACS.

R 400.4621
Source: 2015 AACS.

R 400.4623
Source: 2015 AACS.

R 400.4632
Source: 2015 AACS.

R 400.4635
Source: 2015 AACS.

R 400.4638
Source: 2015 AACS.

R 400.4639
Source: 1983 AACS.

R 400.4640
Source: 2015 AACS.

R 400.4643
Source: 1983 AACS.

R 400.4652
Source: 2015 AACS.

R 400.4657
Source: 2015 AACS.

R 400.4660
Source: 1983 AACS.

R 400.4666
Source: 2015 AACS.

**DEPARTMENT OF EDUCATION
OFFICE OF GREAT START
CHILD DEVELOPMENT AND CARE PROGRAM**

R 400.5001

**Annual Administrative Code Supplement
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Source: 2016 AACS.

R 400.5002

Source: 2016 AACS.

R 400.5003

Source: 2016 AACS.

R 400.5004

Source: 2016 AACS.

R 400.5005

Source: 2016 AACS.

R 400.5006

Source: 2016 AACS.

R 400.5007

Source: 2016 AACS.

R 400.5008

Source: 2016 AACS.

R 400.5009

Source: 2016 AACS.

R 400.5010

Source: 2016 AACS.

R 400.5011

Source: 2016 AACS.

R 400.5012

Source: 2016 AACS.

R 400.5013

Source: 2016 AACS.

R 400.5014

Source: 2016 AACS.

R 400.5015

Source: 2016 AACS.

R 400.5016

Source: 2016 AACS.

R 400.5017

Source: 2016 AACS.

R 400.5018

Source: 2016 AACS.

R 400.5019

Source: 2016 AACS.

R 400.5020

Source: 2016 AACS.

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**DIVISION OF CHILD CARE CENTER LICENSING
CHILD CARE CENTERS**

**PART 1. GENERAL PROVISIONS, INCLUDING PROVISIONS FOR CARE
OF CHILDREN 2 1/2 YEARS TO 5 YEARS OF AGE**

R 400.5101
Source: 2013 AACS.

R 400.5102
Source: 2013 AACS.

R 400.5102a
Source: 2013 AACS.

R 400.5103
Source: 2013 AACS.

R 400.5103a
Source: 2013 AACS.

R 400.5104
Source: 2013 AACS.

R 400.5104a
Source: 2013 AACS.

R 400.5104b
Source: 2013 AACS.

R 400.5105
Source: 2013 AACS.

R 400.5105a
Source: 2006 AACS.

R 400.5105b
Source: 2006 AACS.

R 400.5106
Source: 2013 AACS.

R 400.5107
Source: 2013 AACS.

R 400.5108
Source: 2013 AACS.

R 400.5109
Source: 2013 AACS.

R 400.5109a
Source: 2013 AACS.

R 400.5110
Source: 2013 AACS.

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R 400.5111
Source: 2013 AACS.

R 400.5111a
Source: 2013 AACS.

R 400.5111b
Source: 2013 AACS.

R 400.5112
Source: 2006 AACS.

R 400.5113
Source: 2006 AACS.

R 400.5113a
Source: 2013 AACS.

R 400.5113b
Source: 2013 AACS.

R 400.5113c
Source: 2013 AACS.

R 400.5114
Source: 2013 AACS.

R 400.5115
Source: 2013 AACS.

R 400.5116
Source: 2013 AACS.

R 400.5117
Source: 2013 AACS.

R 400.5118
Source: 2013 AACS.

PART 2. INFANTS/YOUNG TODDLER/OLDER TODDLER

R 400.5201
Source: 2006 AACS.

R 400.5201a
Source: 2013 AACS.

R 400.5201b
Source: 2013 AACS.

R 400.5202a
Source: 2013 AACS.

R 400.5204

**Annual Administrative Code Supplement
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Source: 2013 AACS.

R 400.5204a

Source: 2013 AACS.

R 400.5205

Source: 2013 AACS.

R 400.5205a

Source: 2013 AACS.

R 400.5205b

Source: 2013 AACS.

R 400.5206

Source: 2013 AACS.

R 400.5207

Source: 2006 AACS.

R 400.5209

Source: 2013 AACS.

PART 3. SCHOOL AGE

R 400.5301

Source: 2013 AACS.

R 400.5302

Source: 2013 AACS.

R 400.5303

Source: 2013 AACS.

R 400.5303a

Source: 2013 AACS.

R 400.5305

Source: 2013 AACS.

R 400.5306

Source: 2013 AACS.

R 400.5307

Source: 2013 AACS.

PART 4. ADDITIONAL PROVISIONS FOR DROP-IN CENTERS

R 400.5401

Source: 2006 AACS.

R 400.5402

Source: 2006 AACS.

R 400.5403

Source: 2006 AACS.

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R 400.5404
Source: 2006 AACS.

R 400.5405
Source: 2006 AACS.

PART 5. ADDITIONAL PROVISIONS FOR SPECIFIC PROGRAM COMPONENTS

R 400.5501
Source: 2013 AACS.

R 400.5502
Source: 2013 AACS.

R 400.5502a
Source: 2013 AACS.

R 400.5502b
Source: 2013 AACS.

R 400.5502c
Source: 2013 AACS.

R 400.5503
Source: 2006 AACS.

PART 6. TRANSPORTATION PROVISIONS

R 400.5601
Source: 2013 AACS.

R 400.5602
Source: 2013 AACS.

R 400.5603
Source: 2013 AACS.

R 400.5604
Source: 2013 AACS.

R 400.5605
Source: 2013 AACS.

R 400.5606
Source: 2013 AACS.

R 400.5607
Source: 2013 AACS.

R 400.5608
Source: 1997 AACS.

R 400.5610
Source: 2013 AACS.

R 400.5611

**Annual Administrative Code Supplement
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Source: 2013 AACS.

R 400.5612

Source: 2006 AACS.

R 400.5613

Source: 2013 AACS.

R 400.5614

Source: 2006 AACS.

R 400.5615

Source: 2013 AACS.

PART 7. FIELD TRIP TRANSPORTATION PROVISIONS

R 400.5701

Source: 2006 AACS.

R 400.5702

Source: 2006 AACS.

R 400.5703

Source: 2006 AACS.

R 400.5704

Source: 2006 AACS.

R 400.5705

Source: 2006 AACS.

R 400.5706

Source: 2006 AACS.

R 400.5709

Source: 2006 AACS.

R 400.5710

Source: 2006 AACS.

R 400.5711

Source: 2006 AACS.

R 400.5712

Source: 2006 AACS.

PART 8. FIRE SAFETY

R 400.5801

Source: 2013 AACS.

R 400.5805

Source: 2013 AACS.

R 400.5810

Source: 2013 AACS.

R 400.5815

Source: 2013 AACS.

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R 400.5820
Source: 2013 AACS.

R 400.5825
Source: 2013 AACS.

R 400.5835
Source: 2013 AACS.

R 400.5840
Source: 2013 AACS.

R 400.5841
Source: 2013 AACS.

R 400.5845
Source: 2013 AACS.

R 400.5850
Source: 2013 AACS.

R 400.5856
Source: 2013 AACS.

R 400.5865
Source: 2013 AACS.

R 400.5870
Source: 2013 AACS.

PART 9. SANITATION PROVISIONS

R 400.5900a
Source: 2013 AACS.

R 400.5901
Source: 2013 AACS.

R 400.5902
Source: 2013 AACS.

R 400.5902a
Source: 2013 AACS.

R 400.5902b
Source: 2013 AACS.

R 400.5902c
Source: 2013 AACS.

R 400.5902d
Source: 2013 AACS.

R 400.5903
Source: 2013 AACS.

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R 400.5905
Source: 2013 AACS.

R 400.5910
Source: 2013 AACS.

R 400.5915
Source: 2013 AACS.

R 400.5920
Source: 2013 AACS.

R 400.5925
Source: 2013 AACS.

R 400.5930
Source: 2013 AACS.

R 400.5935
Source: 2013 AACS.

R 400.5940
Source: 2013 AACS.

DIVISION OF CHILD WELFARE LICENSING

CHILD PLACING AGENCIES

PART 1. GENERAL PROVISIONS

R 400.6101
Source: 1998-2000 AACS.

R 400.6102
Source: 1998-2000 AACS.

R 400.6108
Source: 1998-2000 AACS.

R 400.6110
Source: 1998-2000 AACS.

R 400.6112
Source: 1998-2000 AACS.

R 400.6114
Source: 1998-2000 AACS.

R 400.6117
Source: 1998-2000 AACS.

R 400.6119
Source: 1998-2000 AACS.

R 400.6122
Source: 1998-2000 AACS.

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R 400.6123
Source: 1998-2000 AACS.

R 400.6124
Source: 1998-2000 AACS.

R 400.6126
Source: 1998-2000 AACS.

R 400.6128
Source: 1998-2000 AACS.

R 400.6129
Source: 1998-2000 AACS.

R 400.6131
Source: 1998-2000 AACS.

R 400.6132
Source: 1998-2000 AACS.

R 400.6133
Source: 1998-2000 AACS.

R 400.6135
Source: 1998-2000 AACS.

R 400.6136
Source: 1998-2000 AACS.

R 400.6137
Source: 1998-2000 AACS.

R 400.6139
Source: 1998-2000 AACS.

R 400.6142
Source: 1998-2000 AACS.

R 400.6143
Source: 1998-2000 AACS.

R 400.6145
Source: 1998-2000 AACS.

R 400.6148
Source: 1998-2000 AACS.

R 400.6151
Source: 1998-2000 AACS.

R 400.6152
Source: 1998-2000 AACS.

PART 2. FOSTER HOME CARE

R 400.6201
Source: 1998-2000 AACS.

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R 400.6202
Source: 1998-2000 AACS.

R 400.6204
Source: 1998-2000 AACS.

R 400.6207
Source: 1998-2000 AACS.

R 400.6209
Source: 1998-2000 AACS.

R 400.6211
Source: 1998-2000 AACS.

R 400.6215
Source: 1998-2000 AACS.

R 400.6216
Source: 1998-2000 AACS.

R 400.6218
Source: 1998-2000 AACS.

R 400.6219
Source: 1998-2000 AACS.

R 400.6221
Source: 1998-2000 AACS.

R 400.6222
Source: 1998-2000 AACS.

R 400.6223
Source: 1998-2000 AACS.

R 400.6225
Source: 1998-2000 AACS.

R 400.6226
Source: 1998-2000 AACS.

R 400.6227
Source: 1998-2000 AACS.

R 400.6228
Source: 1998-2000 AACS.

R 400.6229
Source: 1998-2000 AACS.

R 400.6230
Source: 1998-2000 AACS.

R 400.6231
Source: 1998-2000 AACS.

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R 400.6232
Source: 1998-2000 AACS.

R 400.6234
Source: 1998-2000 AACS.

R 400.6238
Source: 1998-2000 AACS.

R 400.6240
Source: 1998-2000 AACS.

R 400.6245
Source: 1998-2000 AACS.

R 400.6250
Source: 1998-2000 AACS.

R 400.6252
Source: 1998-2000 AACS.

R 400.6254
Source: 1998-2000 AACS.

R 400.6260
Source: 1998-2000 AACS.

R 400.6261
Source: 1998-2000 AACS.

R 400.6262
Source: 1998-2000 AACS.

R 400.6263
Source: 1998-2000 AACS.

R 400.6265
Source: 1998-2000 AACS.

R 400.6267
Source: 1998-2000 AACS.

R 400.6271
Source: 1998-2000 AACS.

R 400.6274
Source: 1998-2000 AACS.

R 400.6277
Source: 1998-2000 AACS.

R 400.6279
Source: 1998-2000 AACS.

R 400.6280
Source: 1998-2000 AACS.

R 400.6281

**Annual Administrative Code Supplement
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Source: 1998-2000 AACS.

R 400.6282

Source: 1998-2000 AACS.

PART 3. FOSTER HOME CERTIFICATION

R 400.6301

Source: 1998-2000 AACS.

R 400.6302

Source: 1998-2000 AACS.

R 400.6303

Source: 1998-2000 AACS.

R 400.6305

Source: 1998-2000 AACS.

R 400.6306

Source: 1998-2000 AACS.

R 400.6308

Source: 1998-2000 AACS.

R 400.6309

Source: 1998-2000 AACS.

R 400.6311

Source: 1998-2000 AACS.

R 400.6314

Source: 1998-2000 AACS.

R 400.6319

Source: 1998-2000 AACS.

R 400.6320

Source: 1998-2000 AACS.

R 400.6322

Source: 1998-2000 AACS.

R 400.6323

Source: 1998-2000 AACS.

R 400.6324

Source: 1998-2000 AACS.

PART 4. INDEPENDENT LIVING

R 400.6401

Source: 1998-2000 AACS.

R 400.6402

Source: 1998-2000 AACS.

R 400.6405

Source: 1998-2000 AACS.

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R 400.6407
Source: 1998-2000 AACS.

R 400.6411
Source: 1998-2000 AACS.

R 400.6416
Source: 1998-2000 AACS.

PART 5. ADOPTION

R 400.6501
Source: 1998-2000 AACS.

R 400.6502
Source: 1998-2000 AACS.

R 400.6505
Source: 1998-2000 AACS.

R 400.6508
Source: 1998-2000 AACS.

R 400.6509
Source: 1998-2000 AACS.

R 400.6511
Source: 1998-2000 AACS.

R 400.6513
Source: 1998-2000 AACS.

R 400.6515
Source: 1998-2000 AACS.

R 400.6518
Source: 1998-2000 AACS.

R 400.6520
Source: 1998-2000 AACS.

R 400.6522
Source: 1998-2000 AACS.

**FAMILY SERVICES ADMINISTRATION
STATE EMERGENCY RELIEF PROGRAM**

R 400.7001
Source: 2015 AACS.

R 400.7002
Source: 2015 AACS.

R 400.7003
Source: 2015 AACS.

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R 400.7004
Source: 2015 AACS.

R 400.7005
Source: 1993 AACS.

R 400.7006

R 400.7007

R 400.7008

R 400.7009

R 400.7010

R 400.7011

R 400.7012

R 400.7013

R 400.7014

R 400.7015

R 400.7016

R 400.7017

R 400.7018

R 400.7019

R 400.7020

R 400.7021

R 400.7022

R 400.7023
Source: 1993 AACS.

R 400.7024
Source: 2015 AACS.

R 400.7025
Source: 2015 AACS.

R 400.7026
Source: 2015 AACS.

R 400.7027
Source: 2015 AACS.

R 400.7028

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Source: 2015 AACS.

R 400.7029

Source: 2015 AACS.

R 400.7030

Source: 2015 AACS.

R 400.7031

Source: 2015 AACS.

R 400.7032

Source: 2015 AACS.

R 400.7033

Source: 2015 AACS.

R 400.7034

Source: 2015 AACS.

R 400.7049

Source: 1993 AACS.

MEDICAL SERVICES ADMINISTRATION

GENERAL ASSISTANCE MEDICAL PROGRAM AUTHORIZATION

R 400.7101

Source: 1997 AACS.

R 400.7102

Source: 1997 AACS.

R 400.7103

Source: 1997 AACS.

R 400.7104

Source: 1997 AACS.

R 400.7105

Source: 1997 AACS.

R 400.7106

Source: 1997 AACS.

R 400.7107

Source: 1997 AACS.

R 400.7108

Source: 1997 AACS.

R 400.7109

Source: 1997 AACS.

PROHIBITION OF DISCRIMINATION IN THE MEDICAL ASSISTANCE PROGRAM

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AND THE GENERAL ASSISTANCE MEDICAL PROGRAM

R 400.7171
Source: 1980 AACS.

R 400.7172
Source: 1980 AACS.

R 400.7173
Source: 1980 AACS.

**MONITORING AND CONTROLLING RECIPIENT USE OF
MEDICAL ASSISTANCE PROGRAM SERVICES**

R 400.7391
Source: 2012 AACS.

R 400.7392
Source: 2012 AACS.

R 400.7393
Source: 2012 AACS.

R 400.7394
Source: 2012 AACS.

R 400.7395
Source: 2012 AACS.

R 400.7396
Source: 2012 AACS.

R 400.7397
Source: 2012 AACS.

STERILIZATION AND HYSTERECTOMY CONSENT PROCEDURES

R 400.7701
Source: 1980 AACS.

R 400.7702
Source: 1980 AACS.

R 400.7703
Source: 1980 AACS.

R 400.7704
Source: 1980 AACS.

R 400.7705
Source: 1980 AACS.

R 400.7706
Source: 1980 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

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CHILD CARE LICENSING BUREAU

LICENSING CHILD CARE CENTERS

PART 1. GENERAL PROVISIONS

R 400.8101
Source: 2019 AACS.

R 400.8102
Source: 2019 AACS.

R 400.8103
Source: 2019 AACS.

R 400.8107
Source: 2019 AACS.

R 400.8110
Source: 2019 AACS.

R 400.8112
Source: 2019 AACS.

R 400.8112a
Source: 2019 AACS.

R 400.8112b
Source: 2019 AACS.

R 400.8113
Source: 2019 AACS.

R 400.8116
Source: 2013 AACS.

R 400.8119
Source: 2019 AACS.

R 400.8122
Source: 2019 AACS.

R 400.8125
Source: 2019 AACS.

R 400.8128
Source: 2019 AACS.

R 400.8131
Source: 2019 AACS.

R 400.8134
Source: 2019 AACS.

R 400.8137
Source: 2019 AACS.

R 400.8140

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Source: 2019 AACS.

R 400.8143

Source: 2019 AACS.

R 400.8146

Source: 2019 AACS.

R 400.8149

Source: 2019 AACS.

R 400.8152

Source: 2019 AACS.

R 400.8155

Source: 2019 AACS.

R 400.8158

Source: 2019 AACS.

R 400.8161 E

Source: 2019 AACS.

R 400.8164

Source: 2019 AACS.

R 400.8167

Source: 2019 AACS.

R 400.8170

Source: 2019 AACS.

R 400.8173

Source: 2019 AACS.

R 400.8176

Source: 2019 AACS.

R 400.8179

Source: 2019 AACS.

R 400.8182

Source: 2022 AACS.

R 400.8185

Source: 2019 AACS.

R 400.8188

Source: 2019 AACS.

R 400.8191

Source: 2019 AACS.

PART 2. ENVIRONMENTAL HEALTH

R 400.8301

Source: 2019 AACS.

R 400.8305

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- Source:** 2019 AACS.
R 400.8310
Source: 2019 AACS.
- R 400.8315**
Source: 2019 AACS.
- R 400.8320**
Source: 2019 AACS.
- R 400.8325**
Source: 2019 AACS.
- R 400.8330**
Source: 2019 AACS.
- R 400.8335**
Source: 2019 AACS.
- R 400.8340**
Source: 2019 AACS.
- R 400.8345**
Source: 2019 AACS.
- R 400.8350**
Source: 2019 AACS.
- R 400.8355**
Source: 2019 AACS.
- R 400.8360**
Source: 2019 AACS.
- R 400.8365**
Source: 2019 AACS.
- R 400.8370**
Source: 2019 AACS.
- R 400.8375**
Source: 2019 AACS.
- R 400.8380**
Source: 2019 AACS.
- R 400.8385**
Source: 2019 AACS.

PART 3. FIRE SAFETY

- R 400.8501**
Source: 2019 AACS.
- R 400.8505**
Source: 2019 AACS.
- R 400.8510**
Source: 2019 AACS.

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R 400.8515
Source: 2019 AACS.

R 400.8520
Source: 2019 AACS.

R 400.8525
Source: 2019 AACS.

R 400.8530
Source: 2019 AACS.

R 400.8535
Source: 2019 AACS.

R 400.8540
Source: 2019 AACS.

R 400.8545
Source: 2013 AACS.

R 400.8550
Source: 2013 AACS.

R 400.8555
Source: 2013 AACS.

R 400.8560
Source: 2022 AACS.

R 400.8565
Source: 2019 AACS.

PART 4. TRANSPORTATION

R 400.8701
Source: 2019 AACS.

R 400.8710
Source: 2013 AACS.

R 400.8720
Source: 2019 AACS.

R 400.8730
Source: 2019 AACS.

R 400.8740
Source: 2019 AACS.

R 400.8750
Source: 2019 AACS.

R 400.8760
Source: 2019 AACS.

R 400.8770

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Source: 2013 AACS.

PART 5. SWIMMING

R 400.8801

Source: 2019 AACS.

R 400.8810

Source: 2019 AACS.

R 400.8820

Source: 2019 AACS.

R 400.8830

Source: 2019 AACS.

R 400.8840

Source: 2019 AACS.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

CHILDREN'S SERVICES AGENCY

**FOSTER FAMILY HOMES
AND
FOSTER FAMILY GROUP HOMES**

PART 1. GENERAL PROVISIONS

R 400.9101 Definitions.

Rule 101. (1) As used in these rules:

- (a) "Act" means 1973 PA 116, MCL 722.111 to 722.128.
- (b) "Agency" means the child placing agency that certifies the foster home for licensure by the department.
- (c) "Corporal punishment" means hitting, paddling, shaking, slapping, spanking, or any other use of physical force as a means of discipline, punishment, or behavior management.
- (d) "Department" means the Michigan department of health and human services.
- (e) "Foster care" means a child's placement outside the child's parental home by and under the supervision of a child placing agency, the court, or the department. Foster care does not include the delegation of a parent's or guardian's powers regarding care, custody, or property of a child or ward under a properly executed power of attorney under the safe families for children act, 2018 PA 434, MCL 722.1551 to 722.1567.
- (f) "Foster child" means a person who meets both of the following criteria:
 - (i) Resides in an out-of-home placement based on a court order or is temporarily placed by a parent or guardian for a limited time in a foster home as defined by the act or has been released by a parent to the department or a child placing agency pursuant to section 22 of the probate code of 1939, 1939 PA 288, MCL 710.22.
 - (ii) Is either of the following:
 - (A) Placed with or committed to the department for care and supervision by a court order under section 2 of chapter XIII A of the probate code of 1939, 1939 PA 288, MCL 712A.2.
 - (B) Is 18 years of age or older, was in foster care prior to turning 18, and agrees to remain in care following termination of court jurisdiction.
- (g) "Foster parent" means the person or persons, including tribal members, to whom a foster home license is issued.
- (h) "Gender" or "gender identity" means a person's internal identification or self-image as a man, boy, woman, girl, or another gender identity.
 - (i) "Gender expression" means how a person publicly expresses or presents their gender, which may include behavior and outward appearance such as dress, hair, make-up, body language, and voice. Components of gender expression may or may not align with gender identity.
- (j) "Infant" means a child between birth and the date of the child's first birthday.
- (k) "Sexual orientation" means a person's identity in relation to the gender or genders to which they are attracted.
- (l) "Social services worker" means a person who performs social service functions prescribed by these rules.

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(m) “SOGIE” means an individual’s sexual, orientation, gender, identity, and expression.

(2) A term defined in the act has the same meaning when used in these rules.

History: 1998-2000 AACS; 2007 AACS; 2011 AACS; 2014 AACS; 2023 MR 11, Eff. June 16, 2023.

R 400.9102 Rule variance.

Rule 102. (1) The department may grant a variance from an administrative rule if all the following provisions are satisfied:

(a) The agency and the foster parent have reviewed and agreed with the request.

(b) The agency requests the variance, in writing, from the department.

(c) The proposed variance from the rule ensures that the health, care, safety, protection, and supervision of a foster child are maintained.

(2) The decision of the department, including the conditions for which the variance is granted, must be entered upon the records of the department and a signed copy sent to the agency and the foster parent. The variance may be time-limited or may remain in effect as long as the foster parent continues to ensure that the health, care, safety, protection, and supervision of foster children are maintained.

History: 1998-2000 AACS; 2023 MR 11, Eff. June 16, 2023.

R 400.9404

Source: 2011 AACS.

R 400.9199

Source: 2014 AACS.

PART 2. APPLICATION AND LICENSING

R 400.9201 Foster home applicant /licensee qualifications; central registry check.

Rule 201. (1) A foster home applicant or licensee must meet all the following qualifications:

(a) Be 18 years of age or older.

(b) Be willing and can demonstrate the ability to meet the following requirements for children who are served by the agency:

(i) How to provide care.

(ii) Understanding the care needed and the ability to meet those care needs.

(iii) Has adequate time to provide care and supervision.

(iv) Work with a foster child’s current and future family.

(v) Willingness to accept a child’s spirituality, or religious beliefs or practices, even if they are different from the foster parent.

(vi) Willingness to accept and support a child’s SOGIE.

(c) Have a source of income or resources to meet the needs of the foster family.

(d) Have the physical, mental, and emotional health to ensure appropriate care of children.

(e) Be of responsible character and be suitable and able to meet the needs of children and provide for their care, supervision, and protection.

(f) Be residing in the United States legally.

(2) In addition to the qualifications in subrule (1), an applicant may also live on a reservation or may be a confirmed member of a federally recognized Indian tribe.

(3) If an applicant is identified on the state central registry as a perpetrator of child abuse or neglect in this state, any other state, a Canadian province, or as part of a tribe, the applicant may not be licensed.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 11, Eff. June 16, 2023.

R 400.9202 Member of household qualifications; central registry.

Rule 202. If an adult member of the household is identified on the central registry as a perpetrator of child abuse or neglect in this state, any other state, a Canadian province, or as part of a tribe, the applicant may not be licensed.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 11, Eff. June 16, 2023.

R 400.9203 Orientation.

Rule 203. Before completing and submitting an application for an original license or transferring a license to another certifying agency, each applicant/licensee for a foster home license must attend orientation pursuant to R 400.12307.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 11, Eff. June 16, 2023.

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R 400.9204 Application submission.

Rule 204. (1) A foster home applicant must complete, acknowledge, and submit an application.

(2) In a multiple-caregiver household, all applicants must acknowledge the application.

(3) An agency may consider an application withdrawn after 60 days if the applicant fails to cooperate, after attempts to actively engage the family, with the completion of the licensing process, provided there are no known non-compliances that would result in disciplinary action.

History: 1998-2000 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9205 Criminal history; central registry; “good moral character;” convictions.

Rule 205. (1) A foster home applicant or licensee must provide the agency with the name of, and a signed release for a criminal history and child protective services check to obtain any of the following information from each adult member of the household, including children who turn 18 years of age while living in the home:

(a) Conviction of a crime other than a minor traffic violation.

(b) Involvement in substantiated abuse or neglect of a child or adult.

(c) Placement on court-supervised parole or probation.

(2) If an applicant, licensee, or adult member of the household identifies as a member of a federally recognized Indian tribe or identifies that they have lived on a reservation, the certifying child placing agency must contact the specific tribal jurisdiction, including tribal social services or the tribal court, to determine whether that jurisdiction has relevant background information to provide to the department regarding the licensing approval. The department may proceed with the licensing application process using all other factors for licensing approval of the home if there is no tribal response.

(3) A foster home applicant or licensee must undergo a fingerprint-based, criminal history check.

(4) Any adult member of the household must undergo a state-based criminal history background check and, if applicable, contact with the appropriate jurisdiction as referenced in subrule (2) of this rule.

(5) A license may not be issued or maintained by an applicant or licensee unless the department has made a determination under section 2 of 1974 PA 381, MCL 338.42, regarding the applicant or licensee’s “good moral character” and convictions.

(6) A foster parent must provide the agency with the name of any adult who moves into a licensed foster home within 3 working days, or upon the agency’s request. A release must be signed by the adult to obtain the information required in subrule (1) of this rule.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9206 Foster home evaluation.

Rule 206. A foster home applicant/licensee must do all the following:

(a) Allow the agency access to the foster home and any other buildings located on the premises for licensing and foster child supervision purposes.

(b) Provide accurate and truthful information on an ongoing basis regarding the following:

(i) The applicant or licensee’s family and marital status and history, including the current and previous level of family functioning and relationships, and any current and previous incidents of domestic violence, elder abuse, or child abuse, either as a perpetrator or victim.

(ii) The circumstances surrounding any criminal convictions or arrests for each member of the household, including minor children.

(iii) Current or past physical, mental, and emotional health of each member of the household, including substance use, abuse, or treatment.

(iv) Parenting skills and strategies for building healthy relationships with children.

(v) Methods of discipline of children.

(vi) Adjustment and special needs of the applicant’s own children, including children not living in the home.

(vii) Previous licenses or experience in providing child foster care, child day care, or adult foster care.

(viii) Existence of a social support system including alternate care providers.

(ix) Willingness to accept a child’s spirituality, or religious beliefs or practices, even if they are different from the foster parent.

(x) Willingness to accept and support a child’s SOGIE.

(xi) Safety and maintenance of the applicant’s house and property, including, but not limited to, sufficient beds and sleeping space, pets, firearms and other weapons, and water hazards.

(xii) The age, number, SOGIE, race, ethnic background, and special characteristics of children preferred by the applicants, including those characteristics that an applicant or licensee would not accept.

(c) Provide the agency with all the following:

(i) Three current references related or non-related to the applicant/licensee.

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- (ii) Verification of completed pre-licensure training for each person listed on the license as outlined in R 400.12312(2) and (3).
- (iii) A medical statement that includes all treatments, prescriptions, and medications for each member of the household that indicates the member has no known condition which would affect the care of a foster child. The statement must be signed by a physician, physician assistant, or nurse practitioner within the 12-month period preceding the date of the initial evaluation. Any subsequent household member added to the household must provide the medical statement within 90 days.
- (iv) Information regarding any past or current mental health treatment by any member of the household.
History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9207 Rescinded.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

PART 3. THE FOSTER HOME

R 400.9301 Maintenance.

- Rule 301. (1) A foster parent shall ensure the home, grounds, and all structure on the grounds of the property are maintained in a clean, safe, and sanitary condition, and in a reasonable state of repair within community standards.
- (2) A foster parent shall ensure that all animals are safe to be around members of the household and children who may be placed in the home. Animals must be vaccinated in accordance with the state, tribal, and local laws where the foster home is located.
- (3) Children must be supervised during any water activity as appropriate for their age and functioning level.
- (4) Swimming pools on the premises must meet all the following:
- (a) State, tribal, and local safety requirements.
 - (b) Availability of rescue equipment at all times.
 - (c) A working pump and filtering system if the swimming pool cannot be emptied after each use.
 - (d) A swimming pool that cannot be emptied after each use must have a barrier on all sides and access through the barrier must be equipped with a safety device. For more information, access “Safety Barrier Guidelines for Residential Pools” on the U.S. Consumer Product Safety Commission website.
 - (5) Spas or hot tubs must have safety covers that are locked when not in use.
 - (6) There must be an alarm on any exterior door that leads directly to a pond or other body of water, and water rescue equipment must be available at all times.
- History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9302 Heat, light, and ventilation.

- Rule 302. (1) A foster parent shall ensure that the foster home heat, light, and ventilation is adequate.
- (2) A foster parent shall ensure that the foster home windows and doors are screened if used for ventilation. This subrule does not apply to those homes where windows or doors, or both, are not used for ventilation.
- History: 1998-2000 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9303 Flame and heat-producing equipment; maintenance.

- Rule 303. (1) A foster parent shall ensure that all the following items are maintained in safe condition:
- (a) Furnace.
 - (b) Water heater.
 - (c) Fireplace.
 - (d) Pipes.
 - (e) Radiators.
 - (f) Wood-burning stoves.
 - (g) Other flame-producing or heat-producing equipment.
- (2) Portable heating devices may not be used in bedrooms.
- History: 1998-2000 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9304

Source: 1998-2000 AACCS.

R 400.9305 Bathrooms; water supply; sewage disposal.

- Rule 305. A foster parent shall ensure the foster home has or complies with all the following:
- (a) A minimum of 1 flush toilet, 1 sink that has running water, and 1 bathtub or shower that has running water, all of which

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must be in working order.

- (b) The temperature of water available from outlets accessible to a foster child may not exceed 120 degrees Fahrenheit.
- (c) The foster home has bathroom facilities that are readily accessible to the foster child who regularly requires the use of a wheelchair, walker, or any other durable medical equipment.
- (d) The foster home water supply is from a source that is approved for a private home by the health authority.
- (e) All sewage is disposed of through a public system or, in the absence of a public system, in a manner that is approved for a private home by the health authority.

History: 1998-2000 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9306 Bedrooms.

Rule 306. (1) A foster parent shall ensure that bedrooms comply with all the following provisions:

- (a) Provide an adequate opportunity for both rest and privacy and access to adult supervision as appropriate for the age and functioning level of each child. The use of video cameras in a bedroom of any foster child over the age of 2 is strictly prohibited.
- (b) Have sufficient space for all the following:
 - (i) Occupants.
 - (ii) Beds with adequate head clearance for each child.
 - (iii) Space to store clothing and personal belongings.
 - (iv) A clear path to the bed, belongings, and the door.
- (c) Have floor-to-ceiling permanently affixed walls, and painted or sealed surfaces, privacy barriers, and hazard-free flooring.
- (d) Have a latchable door that leads directly to a means of egress. As used in this rule, latchable means that the door can be closed and will remain closed until someone opens it. Latchable does not mean lockable.
- (e) Have at least 1 outside window that complies with all the following:
 - (i) Is accessible to the room's occupant or occupants.
 - (ii) Can be readily opened from the inside of the room.
 - (iii) Is of sufficient size and design to allow for the evacuation of the room's occupant or occupants.
- (f) If a family member occupies or uses a level of a home that is above the second floor, then the building must have 2 exits to ground level, at least 1 of which must provide a direct means of egress to the outside at ground level.
- (g) The bedroom must be free from of all the following:
 - (i) Furnace.
 - (ii) Water heater.
 - (iii) Portable heating devices.
- (2) A room that is primarily used for purposes other than sleeping may not be used as a bedroom, and includes the following:
 - (a) A hall.
 - (b) A closet.
 - (c) A stairway.
 - (d) A garage.
 - (e) A shed.
 - (f) A detached building.
 - (g) A room or space, including an attic, that is accessible only by a ladder, folding stairway, or through a trapdoor.
 - (h) A common area of the home.
- (3) A foster parent shall ensure that bedding and sleeping equipment comply with all following:
 - (a) The standards set forth in the U.S. Consumer Product Safety Commission, Safety Standards for Full Size Baby Cribs and Non-Full Size Baby Cribs; Final Rule, 16 CFR parts 1219, 1220, and 1500, (<http://www.cpsc.gov>) for the age of the child using the equipment.
 - (b) Pillows, linens, and mattresses must be clean, safe, age appropriate, and in good repair.
 - (c) Infants, birth to 12 months of age, must rest or sleep alone only in a crib, bassinet, or Pack 'n Play, based on the age, size, and needs of the infant.
 - (d) A foster parent must follow the department's safe sleep practices located at www.michigan.gov/dhhs.
 - (e) Objects may not be placed or draped over a crib, bassinet, or Pack 'n Play, and an infant's head may not be covered during sleep.
 - (f) The foster parent must have the appropriate sleeping equipment available in the home prior to licensure or a change in terms for all children who will be covered under the terms of the license.

History: 1998-2000 AACCS; 2007 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

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R 400.9307 Rescinded.

History: 1998-2000 AACS; 2023 MR 11, Eff. June 16, 2023.

R 400.9308 Telephone.

Rule 308. (1) A foster parent shall ensure that a working telephone is available in the foster home or in close walking proximity to the foster home.

(2) A foster parent shall ensure that emergency telephone numbers, including Poison Control, are posted in a prominent place in the home.

(3) The foster parent must provide the telephone number to the certifying agency and inform the agency within 24 hours if the number changes.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 11, Eff. June 16, 2023.

R 400.9309 Wheelchair access; other durable medical equipment.

Rule 309. A foster parent shall ensure that a foster home that provides care to a foster child who regularly requires the use of a wheelchair, a walker, or any other durable medical equipment, is accessible.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 11, Eff. June 16, 2023.

R 400.9310 Smoking.

Rule 310. (1) An individual may not smoke any substance inside the foster home while foster children are placed in the home.

(2) An individual may not smoke any substance inside a vehicle while transporting foster children.

History: 2014 AACS; 2023 MR 11, Eff. June 16, 2023.

PART 4. FOSTER CARE

R 400.9401 Child capacity; living arrangement.

Rule 401. (1) Both of the following apply to the capacity of a foster home:

(a) Not more than 8 children under 17 years of age, including children of the foster parents, may live in or receive foster care in a foster home at any given time.

(b) If a foster home is concurrently licensed for childcare, the total number of children under 17 years of age, including children of the foster parents, who live in or receive care in the foster home, may not exceed 12. The foster home must comply with all applicable licensing rules for both foster homes and childcare homes.

(2) All children in the home must be treated equitably, meaning each child has similar sleeping arrangements as other household members.

(3) Foster parent or parents must designate sleeping arrangements that are appropriate for each child's age, SOGIE, medical and mental health needs, behavior, and history of abuse.

(4) A child who is non-ambulatory and cannot readily be carried by 1 member of the household must sleep in a bedroom that has a means of exiting at ground level.

(5) A child may not share a bedroom with a non-parent adult unless 1 of the following conditions exists:

(a) The child and adult are siblings.

(b) The child and adult are foster siblings who were sharing the bedroom prior to 1 of them turning 18 years of age.

(c) The child has a special medical need that requires the attention of an adult during sleeping hours.

(6) Each child must sleep alone or may share a bed with a sibling in a bed based on the functioning level, size, and other special needs of the child.

History: 1998-2000 AACS; 2007 AACS; 2014 AACS; 2023 MR 11, Eff. June 16, 2023.

R 400.9402 Child placement.

Rule 402. A foster parent shall receive a foster child for care only within the approved placement specifications and the terms of the foster home license. Placement of a foster child must only be received from the agency that certified the home or from another agency with the prior approval of the agency that certified the home.

History: 1998-2000 AACS; 2023 MR 11, Eff. June 16, 2023.

R 400.9403 Foster parent duties.

Rule 403. A foster parent shall carry out each of the following functions:

(a) Cooperate with and assist the agency in the agency's implementation of the service plan for children and their families.

(b) Fully disclose to the agency information concerning a foster child's progress, strengths, and needs.

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(c) Provide written notification to the agency of the need for a foster child to be moved from the foster home not less than 14 calendar days before the move, except when a delay would jeopardize the foster child's care or safety or the safety of members of the foster family.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 11, Eff. June 16, 2023.

R 400.9404 Behavior management.

Rule 404. (1) A foster parent must follow the behavioral support plan developed for each foster child by the child's social services worker.

(2) A foster parent may use reasonable methods of physical intervention to prevent a foster child from harming himself or herself or other persons.

(3) A foster parent may not physically discipline or use corporal punishment for any reason with a foster child and will intervene with a child in ways that are trauma-responsive, positive, and consistent, and are based on each foster child's needs, stage of development, and behavior. Children must always be treated with dignity, sensitivity, compassion, and respect.

(4) All the following are prohibited:

(a) Corporal punishment, any type of restraint, or any kind of punishment inflicted on the body.

(b) Confinement in an area such as a closet or locked room.

(c) Withholding food, clothing, rest, toilet use, or entrance to the foster home.

(d) Mental or emotional cruelty.

(e) Verbal abuse, including the use of derogatory or discriminatory language, including negative references to the child's SOGIE, yelling at youth, threats, ridicule, or humiliation.

(f) Prohibiting visits or communication with a foster child's family.

(g) Denial of necessary educational, medical, counseling, or social work services

History: 1998-2000 AACS; 2011 AACS; 2014 AACS; 2023 MR 11, Eff. June 16, 2023.

R 400.9405 Religion and spirituality.

Rule 405. (1) An agency's religion policy must, at a minimum, ensure that the foster child has the opportunity to receive religious instruction and may participate or choose not to participate in religious or spiritual instruction, engage or choose not to engage in religious or spiritual practices, or attend or choose not to attend religious or spiritual services.

(2) A foster child may not be required to attend religious or spiritual services or follow specific religious or spiritual doctrine.

History: 1998-2000 AACS; 2023 MR 11, Eff. June 16, 2023.

R 400.9406 Communication.

Rule 406. A foster parent must comply with the agency's communication policy and ensure that a child is able to communicate with family and friends in a manner consistent with the child's expressed wishes, appropriate to the child's functioning, and in accordance with the child's treatment plan.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 11, Eff. June 16, 2023.

R 400.9407 Education.

Rule 407. (1) Within 5 school days of placement, an agency must provide for the enrollment of each child of school age, as defined by state law, into a school program.

(2) A foster parent must cooperate with the agency to implement the education or training plan for a foster child to ensure that a school age child attends school or a training program and will participate with the school or the training program in education planning.

History: 1998-2000 AACS; 2023 MR 11, Eff. June 16, 2023.

R 400.9408 Personal possessions.

Rule 408. A foster parent shall comply with all the following:

(a) Ensure that a child has his or her personal possessions during placement with the foster family and has them returned when leaving the foster family.

(b) Safely store a child's personal possessions.

(c) All gifts and clothing that are purchased for the child during placement with the foster family remain the property of the foster child.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 11, Eff. June 16, 2023.

R 400.9409 Allowance and money.

Rule 409. (1) A foster parent must apply both of the following regarding a child's allowance and money:

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- (a) General guidelines that provide a monetary range based on a child's age.
- (b) Allowance for specific youth will be determined by the social services worker and the foster parent based on the child's age and treatment needs.
- (2) Any money earned or received directly by the child remains the property of the child.
History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9410 Clothing.

- Rule 410. (1) A foster parent must ensure that a foster child has the minimum required clothing specified by the agency's policy and leaves the foster home with not less than the minimum required clothing.
- (2) All clothing the child has when he or she arrives at the foster home and all clothing purchased for the child while in the foster home remains the property of the foster child, unless returned to the biological parent or parents.
History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9411 Emergencies.

- Rule 411. (1) A foster parent must have a written emergency evacuation plan displayed in a prominent place in the home.
- (2) A foster parent must familiarize each member of the household, including the foster child according to the child's ability to understand and persons who provide care and supervision, with the emergency and evacuation procedures.
- (3) A foster parent must maintain first aid supplies in the home.
History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9412 Medical and dental care.

- Rule 412. (1) A foster parent shall follow the health plan for a foster child as prescribed by a physician, health authority, or the agency.
- (2) A foster parent shall follow agency approved protocols for medical care of a foster child who is injured or ill.
- (3) A foster parent shall ensure that all medications, both prescription and nonprescription, are properly stored and are accessible as appropriate for the age and functioning level of the child.
- (4) A foster parent shall ensure that prescription medication is given or applied as directed by a licensed physician.
History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9413 Supervision.

- Rule 413. (1) A foster parent shall always ensure an appropriate level of care and supervision for the foster child, consistent with a child's age, level of functioning, and treatment plan.
- (2) A foster parent shall identify at least 1 adult who would care for the foster child for an extended overnight period. The identified adult must have both a central registry and a criminal history background check.
- (3) A foster parent must notify the agency of any extended, overnight period when a foster child will be out of the home for a period exceeding 3 days.
- (4) A foster parent must notify any foster child's care provider of the agency's policies relating to care and supervision and the care provider must follow the policies.
History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9414 Unusual incident notification.

- Rule 414. (1) A foster parent must immediately notify the agency regarding any of the following:
- (a) The death of a foster child.
 - (b) The removal or attempted removal of a foster child from a foster home by any person not authorized by the agency.
 - (c) The foster child is missing.
 - (d) Any illness or serious injury that results in inpatient hospitalization of a foster child.
- (2) A foster parent must notify the agency within 24 hours after the foster parent knows of any of the following:
- (a) Any injury of a foster child that requires medical treatment by a licensed or registered health care person.
 - (b) A foster child's involvement with law enforcement authorities.
 - (c) Pregnancy of a foster child.
 - (d) Incidences of child-on-child abuse.
 - (e) Involvement with law enforcement by anyone in the home pursuant to a criminal investigation.
History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9415 Hazardous materials.

- Rule 415. (1) Federal standards for a foster family or group home include specific safety requirements for weapons, pools,

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hot tubs, and spas, as these pose a particular preventable danger to children.

(2) Dangerous equipment and objects, weapons, chemicals, medications, poisonous materials, cleaning supplies, and other hazardous materials that may present a risk to children placed in the foster home must be stored securely and out of the reach of children, as appropriate for the age and functioning level of the children.

(3) Unless carried in the licensed home and on the licensed property as permitted by law, firearms and ammunition must be stored as follows:

(a) Firearms must be all the following:

(i) Locked in compliance with 1 of the following:

(A) By a cable-lock.

(B) By a trigger-lock.

(C) In a gun safe.

(D) A solid metal gun case.

(E) A solid wood gun case.

(ii) Unloaded.

(iii) Separate from ammunition; however, as long as the firearm is stored in compliance with paragraph (i)(C) to (E) of this subdivision, the ammunition may be stored together with the firearm in the same locked safe or case.

(iv) Inaccessible to children.

(b) Ammunition must be stored in a locked location and inaccessible to children.

(c) All applicable laws regarding the possession, use, transportation, and storage of firearms and ammunition, including for hunting, still apply.

(d) Licensees with a CPL may possess a firearm pursuant to the law in a vehicle on the licensed property, provided it is done so in such a manner to prevent foster children from having access to it, such as being on the licensee's person or stored in a locked container.

(e) Licensees may engage in hunting, range shooting, and target practice with a foster child in accordance with the reasonable and prudent parenting standard as defined in section 1 of chapter XIII A of the probate code of 1939, 1939 PA 288, MCL 712A.1.

History: 1998-2000 AACCS; 2014 AACCS; 2019 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9416 Foster parent training.

Rule 416. (1) Each licensed foster parent must attend training as required by the agency's foster parent training plan, totaling to at least 6 hours per year.

(2) At least 1 adult member of the household must have training in and maintain a current certification in first aid and cardiopulmonary resuscitation from the American Heart Association or the American Red Cross, or other institution approved by the department.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9417 Food and nutrition.

Rule 417. (1) A foster parent shall provide a foster child with meals that are nutritious, well-balanced, and of sufficient quantity.

(2) A foster parent must allow the foster child to eat with other members of the family and serve a foster child the same meals as other members of the household, unless a special diet has been prescribed by a licensed physician or unless otherwise dictated by differing nutritional requirements related to the child's age, medical condition, or religious beliefs.

(3) A foster parent shall ensure that refrigeration is used for perishable foods.

(4) If milk is being provided to foster children, a foster parent only serves pasteurized milk products to foster children.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9418

Source: 2014 AACCS.

R 400.9419 Recreation.

Rule 419. A foster parent must provide opportunities for, and encourage a foster child to participate in, a variety of indoor and outdoor recreational activities that are appropriate for the child's age and ability.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9420 Transportation.

Rule 420. (1) All transportation must be done in a safe, responsible manner.

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(2) A foster parent shall ensure that the transportation of the foster child, foster parents, and members of the household is conducted as required by state laws regarding transportation in a motor vehicle.

History: 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

PART 5. REPORTING AND RECORDKEEPING

R 400.9501 Reporting suspected child abuse or neglect.

Rule 501. (1) A foster parent who has reasonable cause to suspect abuse or neglect of a child must make a report immediately to the child protective services central intake unit of the department of health and human services.

(2) If the suspected abuse or neglect occurred in the foster home or to a foster child placed in the foster home, then a foster parent must make a report immediately to both of the following entities:

(a) The child protective services central intake unit of the department.

(b) The agency.

(3) The foster parent shall provide a written report as required by section 3 of the child protection law, 1975 PA 238, MCL 722.623.

History: 1998-2000 AACCS; 2007 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9502 Reporting foster home changes.

Rule 502. A foster parent shall report to the agency any significant changes in the foster home by the next business day from the time a foster parent knows of a change, including any of the following:

(a) Serious illness, injury, or death of a foster parent.

(b) Changes in household composition.

(c) Arrests and criminal convictions of a foster parent or member of the household.

(d) Court-supervised parole or probation of a foster parent or member of the household.

(e) Admission to, or release from, a correctional facility, a hospital, or an institution for the treatment of an emotional, mental, or substance abuse problem of a foster parent or member of the household.

(f) Assessment, treatment, or therapy on an outpatient basis for an emotional, mental, or substance abuse disorder of a foster parent or member of the household.

(g) Any revocation or modification of a driver's license.

(h) Any major changes or renovations to the structure of the foster home.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9503 License application filing; agency notification.

Rule 503. (1) A foster parent shall notify the agency within 5 calendar days after filing an application for an adult foster care family home license, a family child care home certificate of registration, or a group child care home license.

(2) If the foster home is licensed concurrently as an adult foster care family home or a child care group home or registered as a family child care home, the foster parent must notify the agency if there is a change in the terms of the adult foster care or child care license or registration.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9504

Source: 2014 AACCS.

R 400.9505 Confidentiality.

Rule 505. (1) A foster parent shall keep information and records obtained by the foster parent regarding a foster child and a foster child's parents and relatives confidential under section 10(3) of the act, MCL 722.120.

(2) The requirements in subrule (1) of this rule may not prohibit a foster parent from communicating with any person representing the foster parent in an administrative or judicial proceeding involving the foster parent in licensing, Central Registry expunction, or any civil matter.

History: 1998-2000 AACCS; 2023 MR 11, Eff. June 16, 2023.

R 400.9506 Record management.

Rule 506. (1) A foster parent shall store and maintain all records received on behalf of the child.

(2) When a foster child moves from the foster home, all records regarding that child must be returned to the agency.

(3) Upon closure of the foster home license, all records provided by the child placing agency must be returned to the agency.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 11, Eff. June 16, 2023.

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**DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF CHILD WELFARE LICENSING
CHILDREN'S SERVICES AGENCY
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R 400.10101
Source: 2020 AACS.

R 400.10103
Source: 1992 AACS.

R 400.10105
Source: 1992 AACS.

R 400.10106
Source: 1992 AACS.

R 400.10107
Source: 1992 AACS.

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PART 2. DETENTION AND SHELTER CARE FACILITIES

R 400.10201
Source: 1992 AACS.

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PART 3. RESIDENTIAL TREATMENT FACILITIES

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R 400.10301
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R 400.10401
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R 400.10403
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R 400.10405
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R 400.10419
Source: 1992 AACS.

R 400.10421
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PART 6. FIRE SAFETY FOR RESIDENTIAL GROUP HOME FACILITIES

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CHILDREN’S AND ADULT FOSTER CARE CAMPS

PART 1. GENERAL PROVISIONS

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R 400.11149
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R 400.11199
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PART 2. FIRE SAFETY

R 400.11201
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R 400.11227
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PART 3. ENVIRONMENTAL HEALTH AND SAFETY

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R 400.11302
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R 400.11303
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R 400.11305
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R 400.11307
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R 400.11319
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PART 4 HIGH ADVENTURE ACTIVITIES

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R400.11407
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R 400.11413
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DEPARTMENT OF HEALTH AND HUMAN SERVICES

CHILDREN'S SERVICES AGENCY

CHILD PLACING AGENCIES

PART 1. GENERAL PROVISIONS

R 400.12101 Definitions.

Rule 101. (1) As used in these rules:

- (a) "Act" means 1973 PA 116, MCL 722.111 to 722.128.
- (b) "Agency" means child-placing agency as defined in section 1 of the act, MCL 722.111.
- (c) "Case record" means the individual file, including electronic records, kept by an agency concerning a child who has been placed by the agency.
- (d) "Chief administrator" means the person designated by the licensee as having the day-to-day responsibility for the overall administration of a child placing agency and for assuring the care, safety, and protection of children and families served.
- (e) "Concurrent planning" means simultaneously planning for reunification and alternative permanence.
- (f) "Contractor" means a person contracted to perform services or to provide supplies to a child placing agency.
- (g) "Corporal punishment" means hitting, paddling, shaking, slapping, spanking, or any other use of physical force as a means of behavior management.
- (h) "Department" means the Michigan department of health and human services.
- (i) "Deemed status" means a status conferred on an organization based on a professional standard's review by a national accrediting organization that recognizes that the organization's programs meet certain effectiveness criteria.
- (j) "Emergency placement" means a placement that is made in response to a sudden unexpected occurrence that demands immediate action.
- (k) "Foster care" means a child's placement outside the child's parental home by and under the supervision of a child placing agency, the court, or the department. Foster care does not include the delegation of a parent's or guardian's powers regarding care, custody, or property of a child or ward under a properly executed power of attorney under the safe families for children act, 2018 PA 434, MCL 722.1551 to 722.1567.
- (l) "Foster child" means a person who meets all the following criteria:
- (i) Resides in an out-of-home placement based on a court order or is temporarily placed by a parent or guardian for a limited

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time in a foster home as defined by the act or has been released by a parent to the department or a child placing agency pursuant to section 22 of chapter X of the probate code of 1939, 1939 PA 288, MCL 710.22.

(ii) Is either of the following:

(A) Placed with or committed to the department for care and supervision by a court order under section 2 of chapter XIIA of the probate code of 1939, 1939 PA 288, MCL 712A.2.

(B) Is 18 years of age or older, was in foster care prior to turning 18, and agrees to remain in care following termination of court jurisdiction.

(m) "Foster parent" means the person or persons, including tribal members, to whom a foster home license is issued.

(n) "Gender" or "gender identity" means a person's internal identification or self-image as a man, boy, woman, girl, or another gender identity.

(o) "Gender expression" means how a person publicly expresses or presents their gender, which may include behavior and outward appearance such as dress, hair, make-up, body language, and voice. Components of gender expression may or may not align with gender identity.

(p) "Human behavioral science" means a course of study producing a degree from an accredited college or university that is approved by the department for the specific positions when required by the act and these rules.

(q) "Independent living" means the placement, by an agency, of a youth who is not less than 16 years of age in his or her own unlicensed residence, the residence of an adult who does not have supervisory responsibility for the youth, or in a residence under the control of the agency. The authorized agency or governmental unit retains supervisory responsibility for the youth.

(r) "Infant" means a child between birth and the date of the child's first birthday.

(s) "Licensing authority" means the administrative unit of the department responsible for making licensing and approval recommendations for a child placing agency.

(t) "Parent" means a legal parent and includes a custodial parent, noncustodial parent, or adoptive parent.

(u) "Placement" means moving a child to an out-of-home living arrangement for purposes of foster care, adoption, or independent living; or from out-of-home placement to another out-of-home placement.

(v) "Sexual orientation" means a person's identity in relation to the gender or genders to which they are attracted.

(w) "Social service aide" means an individual who is employed, contracted, or a volunteer who has specified case-support duties as defined by department or agency policy.

(x) "Social service supervisor" means a person who supervises a social service worker. A social service supervisor may also function as a social service worker in the temporary absence of the social service worker if the provisions of R 400.12205 are met.

(y) "Social service worker" means a person who performs social service functions prescribed by these rules.

(z) "SOGIE" means an individual's sexual orientation, gender identity, and expression.

(aa) "Staff" means an individual who is 18 years of age or older and who is employed by a child placing agency for compensation.

(bb) "Tribe" means a federally recognized tribe.

(cc) "Volunteer" means a person who is not an employee and does not receive compensation but donates his or her work and acts at the direction of and within the scope of duties determined by the child placing agency.

(2) A term defined in the act has the same meaning when used in these rules.

History: 1998-2000 AACCS; 2007 AACCS; 2014 AACCS; 2015 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12102 Rule variance.

Rule 102. (1) Upon the written request of an applicant or agency, the department may grant a variance from an administrative rule if the alternative proposed ensures that the health, care, safety, protection, supervision, and needed services of children are maintained, and that the alternative aligns with the intent of the administrative rule.

(2) The department shall enter its decision, including the qualifications under which the variance is granted, in the records of the department and a signed copy must be sent to the applicant or agency. The variance may be time-limited or may remain in effect for as long as the agency continues to comply with the intent of the rule.

History: 1998-2000 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12103 Staff exception.

Rule 103. An agency who has a person in a position that is regulated by these rules and who was approved before the effective date of these rules is considered qualified for the position.

History: 1998-2000 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12104 Deemed status.

Rule 104. (1) The department may accept, for the purpose of determining rule compliance, evidence that the child placing

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agency is accredited by the council on accreditation or other nationally recognized accrediting body whose standards closely match state licensing regulations.

(2) All of the following apply to deemed status:

(a) The organization may request deemed status when the accreditation site inspection is less than 12 months old.

(b) When deemed status is requested, an organization shall submit a copy of the most recent accreditation report to the department.

(c) An organization is only eligible for deemed status if the license is on a regular status.

(3) The acceptance of accreditation in subrule (1) of this rule does not prohibit the department from conducting on-site inspections or investigations of any rule at intervals determined by the department.

History: 1979 AC; 1998-2000 AACS, 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12105

Source: 2014 AACS.

PART 2. AGENCY SERVICES

R 400.12201

Source: 1998-2000 AACS.

R 400.12202 Policy and procedures.

Rule 202. An agency shall have and follow written policies and procedures for all the areas of foster care services as provided in R 400.12203 to R 400.12214.

History: 1998-2000 AACS; 2007 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12203 Financial stability.

Rule 203. (1) An agency shall demonstrate sufficient financing, on an ongoing basis, to ensure the agency is carrying out its programs and meeting the requirements for licensing. A plan of financing must include all the following:

(a) A listing of all income sources and the anticipated amount of income for the current fiscal year.

(b) An annual budget for the current fiscal year.

(c) A copy of the income and expenditures from the previous fiscal year.

(d) A copy of the nonprofit tax return from the previous fiscal year.

(e) An audit of all financial accounts conducted annually by an independent certified public accountant not administratively related to the agency. A copy of the audit shall be available to the department upon request.

(2) Subdivisions (d) and (e) of subrule (1) do not apply to a governmentally operated agency.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12204 Facilities.

Rule 204. (1) An agency shall provide and maintain sufficient office space, equipment, and supplies to ensure the delivery of services.

(2) An agency shall have physical office space with a Michigan street address.

(3) An organization may maintain satellite offices when the following conditions are met:

(a) The agency has notified the department in writing prior to opening the satellite office and has received approval to open the satellite office.

(b) There is a completed written plan to ensure appropriate supervision is provided on a regular basis.

(c) The files are made available for review at the agency main location when requested by the department.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12205 Required staff.

Rule 205. (1) An agency shall employ or contract for all the following staff positions:

(a) Chief administrator.

(b) Social service supervisor.

(c) Social service worker.

(2) An agency shall appoint a chief administrator who possesses at least 1 of the following:

(a) A master's degree in a human behavioral science, or in another major where 25% of the course credits earned toward the degree are in human behavioral sciences, business administration, or public administration from an accredited college or

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- university and 2 years of experience in an agency or child caring institution, at least 1 of which is in a management capacity.
- (b) A bachelor's degree in a human behavioral science, or in another major where 25% of the course credits earned toward the degree are in human behavioral sciences, business administration, or public administration from an accredited college or university and 4 years of post-bachelor's degree experience in an agency or child caring institution, at least 2 of which are in a management capacity.
- (3) An agency shall report any change of chief administrator by the next business day to the department.
- (4) An agency shall appoint a social service supervisor who possesses the qualifications in either of the following:
- (a) A master's degree from an accredited college or university in a human behavioral science or in another major where 25% of the course credits earned toward the degree are in human behavioral sciences and 3 years of experience as a social service worker in an agency, or a child caring institution, or in an agency in a child welfare function.
- (b) A bachelor's degree from an accredited college or university in a human behavioral science, or in another major where 25% of the course credits earned toward the degree are in human behavioral sciences, and 4 years of experience as a social service worker, 2 years of which are in an agency or in a child caring institution, or in an agency in a child welfare function.
- (5) An agency shall appoint a social service worker who possesses at least a bachelor's degree from an accredited college or university with a major in a human behavioral science, or in another major where 25% of the course credits earned toward the degree are in human behavioral sciences.
- (6) A person who is employed by the agency or who has a contract with the agency and who fulfills more than 1 function specified by subrule (1) of this rule must meet the requirements for each position.
- (7) If a social service worker also has social service supervisor responsibilities, as permitted under subrule (6) of this rule, then the worker may not supervise his or her own tasks as a social service worker.
- (8) An agency shall employ or contract for a sufficient number of competent staff to carry out the provisions covered by these rules. The workload for each staff member may not be more than any of the following:
- (a) Five social service workers per supervisor.
- (b) Fifteen children assigned to a social services worker for purposes of providing direct services in foster care, independent living, adoption, or post adoption services or a combination thereof.
- (c) Thirty certified or enrolled foster homes per licensing worker.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12206 Staff qualifications; volunteer, contractors on central registry.

- Rule 206. (1) An agency shall require a staff member who has ongoing contact with children or parents to be a person who has the ability, experience, education, and training to perform the duties assigned.
- (2) A staff member must be of responsible character and suitable and able to meet the needs of children and families served by the agency.
- (3) An agency's policy on staff qualifications must state all the following:
- (a) A person who has unsupervised contact with children may not have been convicted of either of the following:
- (i) Child abuse or neglect.
- (ii) A felony involving harm or threatened harm to an individual within the 10 years immediately preceding the date of hire.
- (b) A person who is listed on the central registry as a perpetrator of child abuse or child neglect is ineligible for employment if the responsibilities of the position includes unsupervised contact with children.
- (4) A volunteer or contractor who is listed on the central registry as a perpetrator of child abuse or child neglect may not have unsupervised contact with children.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12207 Staff responsibilities.

- Rule 207. (1) An agency shall designate the chief administrator as responsible for the day-to-day operation of the agency and for ensuring compliance with the applicable provisions of these rules.
- (2) An agency chief administrator is administratively responsible for all the following functions:
- (a) The licensee or chief administrator has the administrative capability to operate a child placing agency and provide the level of care and program stipulated in the application.
- (b) A chief administrator must demonstrate the administrative capability to oversee the on-site, day-to-day operation of the institution and for ensuring compliance with these rules.
- (c) Not less than once annually, conduct a written assessment and verify the agency's compliance with the applicable provisions of these rules.
- (d) Assess all disrupted and unplanned removals of children from foster homes, independent living, and adoptive homes to identify systemic trends and patterns of those disrupted and unplanned removals.
- (e) Within 6 months, develop and implement a written plan to correct noncompliance identified in subdivision (c) of this

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subrule and address causes of disrupted and unplanned removals identified in subdivision (d) of this subrule.

(f) Provide space to individuals served to be interviewed privately by police, regulatory staff, children's protective services, or other entities investigating activities of the agency related to safety of children and compliance with statute and promulgated rules.

(3) An agency shall require that social service workers be directly responsible for all the following activities:

(a) Placing and supervising children in out-of-home care. Social service workers shall work directly with the children, their families, and other relevant individuals and be primarily responsible for the development, implementation, and review of service plans for the children and their families.

(b) Facilitating services and parenting time for children for purposes of reunification.

(c) Assessing and certifying private family homes for licensure and supervising the homes.

(d) Conducting evaluations of private family homes for purposes of adoption.

(e) Supervising and assessing children for adoptive placement.

(4) An agency shall require social service aides to be directly responsible to a social service worker or social service supervisor. A social service aide may provide clearly defined support functions, but may not have responsibility for any of the following:

(a) Case planning.

(b) Selecting placements.

(c) Foster home certification.

(d) Conducting foster care and licensing case contacts for purposes of foster care or adoption case planning, or licensing certification contacts.

(e) Conducting adoptive family evaluations.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12208 Job descriptions.

Rule 208. (1) An agency shall have a current written job description for each staff and position.

(2) Each job description must contain all the following information:

(a) Prescribed duties and functions.

(b) Specific education, knowledge, experience, and skills necessary to provide services to children and families served by the agency.

(c) Lines of authority.

(3) An agency shall give copies of job descriptions to staff at the time of employment in a specified position and when the job description is revised.

(4) Practice must conform to the job description.

History: 1998-2000 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12209 Orientation and training.

Rule 209. (1) An agency shall ensure and document all the following:

(a) That each social service worker and each social service supervisor receives not less than 16 hours of orientation after initial appointment and before assumption of assigned duties.

(b) That each social service worker and each social service supervisor receives not less than 15 hours of training relating to his or her current position within the first year of being assigned to the position.

(c) That each social service worker and each social service supervisor receives not less than 15 hours of planned training relating to his or her current position annually after the time periods specified in subrule (1) of this rule.

(2) The orientation and training specified in subrule (1) of this rule for each social service worker must include all the following topics:

(a) Characteristics and needs of children and families served by the agency, including trauma-informed parenting, human trafficking, systemic racism, and SOGIE training.

(b) Requirements of applicable statutes relating to the services the agency provides that are subject to these rules.

(c) Agency expectations for the social service worker to facilitate and supervise the care of children and to work with families that are served by the agency.

(d) Agency expectations for the social service worker's role and responsibility with foster parents and other persons who provide care or services to children and families served by the agency.

(e) Agency expectations for developing, maintaining, and reviewing initial and updated service plans for children and families served by the agency.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

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R 400.12210 Grievance handling.

Rule 210. An agency shall have a written grievance handling procedure as mandated by section 8a of the foster care and adoption services act, 1994 PA 203, MCL 722.958a, and known as the “foster parent’s bill of rights law.”

History: 1998-2000 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12211 Privacy safeguard.

Rule 211. (1) An agency shall safeguard the privacy of a child and his or her family.

(2) An agency shall not use a child's identity for publicity purposes unless consent is provided by the appropriate legal parent, the department, or the court.

(3) Video cameras in a bedroom of any foster child over the age of 2 is strictly prohibited.

History: 1998-2000 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12212 Personnel records.

Rule 212. (1) An agency shall maintain a personnel record for each staff member.

(2) The personnel record must contain all the following information before employment may occur:

(a) Name.

(b) Verification of education.

(c) Work history.

(d) Three references obtained from persons who are unrelated to the staff person.

(e) A record of any convictions other than minor traffic violations from either of the following:

(i) The Michigan state police, tribal police, or the equivalent state or Canadian provincial law enforcement agency where the person usually resides.

(ii) An entity accessing either Michigan state police records or equivalent state or Canadian provincial law enforcement agency where the person usually resides.

(f) If the employee has criminal convictions, the chief administrator or his or her designee shall complete a written evaluation of the convictions that addresses the nature of the conviction, the length of time since the conviction, and the relationship of the conviction to regulated activity.

(g) A written statement from the employee regarding any convictions.

(h) Documentation from the department that the person has not been named in a central registry case as the perpetrator of child abuse or neglect in Michigan or in any state where the person lived in the 5 years preceding hire.

(3) The personnel record must contain both of the following:

(a) A written evaluation of a staff member’s performance within a probationary period or not later than 6 months after the staff member assumes his or her current responsibilities. After the initial evaluation, a written evaluation must be conducted every 12 months.

(b) A copy of the job description for the staff member’s current position.

(4) An agency shall maintain an orientation and training record for staff members.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12213 Record Management.

Rule 213. An agency shall do all the following with respect to maintenance of required records:

(a) Protect each record against destruction and damage.

(b) Keep each record in a uniform fashion.

(c) Store and maintain each record in a manner to ensure confidentiality and to prevent unauthorized access.

History: 1998-2000 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12214 Compliance with the child protection law.

Rule 214. An agency shall comply with the child protection law, 1975 PA 238, MCL 722.621 to 722.638.

History: 2007 AACCS; 2023 MR 12, Eff. June 26, 2023.

PART 3. FOSTER HOME CERTIFICATION

R 400.12301 Department authorization.

Rule 301. (1) The department shall authorize an agency to certify foster homes for licensure.

(2) An approved governmental unit must comply with the provisions of this part to be authorized to certify foster homes for licensure.

History: 1998-2000 AACCS; 2023 MR 12, Eff. June 26, 2023.

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R 400.12302 Program statement.

Rule 302. An agency shall have and follow a current written program statement that includes all the following information:

- (a) Types of foster care provided.
- (b) Age and characteristics of children served.
- (c) Types and numbers of foster homes needed.
- (d) Types of services provided to children, parents, relatives, and foster families.
- (e) Geographical area covered.

History: 1998-2000 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12303 Policy and procedures.

Rule 303. (1) An agency shall have and follow written policies and procedures for assessing and certifying foster homes for licensure. An agency may not have a policy related to certifying homes that violates section 102 of the Elliott-Larsen civil rights act, 1976 PA 453, MCL 37.2102.

(2) Policies and procedures must address R 400.12304 to R 400.12328 and be on forms provided, and in a manner prescribed, by the department.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12304 Recruitment and retention.

Rule 304. (1) An agency shall have an ongoing foster home recruitment program to ensure an adequate number of suitable and qualified homes based on the needs of children referred to the agency.

(2) An agency shall develop, implement, and maintain a program of foster home retention that includes foster parent involvement.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12305 Certification training.

Rule 305. (1) All social service workers who perform foster home certification functions must complete certification and special evaluation trainings provided by the department within 6 months of assignment to the certification function. Workers must pass the written exam.

(2) Supervisors of social service workers who perform foster home certification functions must complete certification and special evaluation training prior to supervising the certification of foster homes and must pass the written exam.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12306 Application request.

Rule 306. (1) An agency shall provide an orientation for prospective applicants for a foster home license before a foster home application is provided.

(2) An agency shall document that a person who has met the requirements of subrule (1) of this rule has received an application and information regarding all the following:

- (a) A copy of the act.
- (b) Administrative rules for foster homes.
- (c) Administrative rules for child placing agencies.
- (d) Good moral character rules.
- (e) The child protection law.
- (f) The children's ombudsman act.
- (g) The agency's program statement.
- (h) The agency's foster care services policies.
- (i) The agency's foster parent training requirements.

(3) An agency shall provide the licensee an application for renewal of the license and document the action not less than 60 calendar days before the expiration date of the license. A renewal application must be provided to a licensee, regardless of any pending recommendation for disciplinary action of the license.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12307 Orientation.

Rule 307. An agency foster parent orientation must consist of an overview of all the following areas:

- (a) Purposes of foster care.
- (b) Characteristics and needs of the children and families served by the agency.

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- (c) Child attachment and separation issues.
- (d) Impact of fostering on the foster family.
- (e) Role of the foster family.
- (f) Licensing process.
- (g) Grievance procedure.
- (h) Importance of a child's parents and relatives
- (i) Parenting time and sibling visits.
- (j) Agency foster care policies and procedures.
- (k) Agency foster parent training requirements.
- (l) Supportive services and resources.
- (m) Trauma responsive care.
- (n) Collaboration in transportation planning.
- (o) Provisions of the children's ombudsman act.
- (p) Provisions of the child protection law.
- (q) Foster care review board appeal procedures.
- (r) Foster parent bill of rights law.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12308 Application submission.

Rule 308. (1) An agency shall act on a completed and signed application.

(2) An agency shall require all caregivers in a multiple-caregiver household to sign the application.

(3) An agency may consider an application withdrawn after 60 days if the applicant fails to cooperate, after attempts to actively engage the family, with the completion of the licensing process, provided there are no known non-compliances that would result in disciplinary action.

History: 1998-2000 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12309 Criminal history; central registry; "good moral character"; convictions.

Rule 309. (1) The agency shall obtain from a foster home applicant or licensee the name of, and a signed release for, a criminal history and child protective services check to obtain any of the following information from each adult member of the household, including children who turn 18 years of age while living in the home:

(a) Conviction of a crime other than a minor traffic violation.

(b) Involvement in a confirmed abuse or neglect of a child or adult.

(c) Placement on court-supervised parole or probation.

(2) If an applicant, licensee, or adult member of the household is a member of a federally recognized Indian tribe or identifies that they have lived on a reservation, the certifying child placing agency must contact the specific tribal jurisdiction, including tribal social services or the tribal court, to determine whether that jurisdiction has relevant background information to provide to the certifying child placing agency regarding the licensing assessment. In the event the tribe does not respond to the inquiry, the department may proceed with the licensing assessment.

(3) The agency shall require a foster home applicant or licensee to undergo a fingerprint-based, criminal history check.

(4) The agency shall require any adult member of the household to undergo a state-based, criminal history background check and, if applicable, contact with the appropriate tribal jurisdiction as referenced in subrule (2) of this rule. Upon the agency receiving information that an additional adult is residing in the home, the agency shall immediately obtain a release from the additional adult for the information required in subrule (1) of the rule.

(5) A license will not be issued or maintained by an applicant or licensee unless the department has made a determination under section 2 of 1974 PA 381, MCL 338.42, regarding the applicant, licensee, or adult member of the household's "good moral character" and convictions.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12310 Initial evaluation.

Rule 310. (1) An agency social service worker shall complete a written initial foster home evaluation, on a form provided by the department, before certifying the home for licensure.

(2) The report must include the dates and places of contacts and persons interviewed or observed.

(3) The agency shall assess all the following:

(a) The applicant or licensee's family and marital status and history, including current and past level of family functioning and relationships, and any incidents of domestic violence, elder abuse, or child abuse, as a perpetrator.

(b) The circumstances surrounding any criminal convictions or arrests for each member of the household, including minor

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children.

- (c) Physical, mental, and emotional health of each member of the household, including any history of substance use disorder or treatment.
 - (d) Current mental health or substance use, or both.
 - (e) Parenting skills and strategies for building healthy relationships with children.
 - (f) Methods of discipline of children.
 - (g) Adjustment and special needs of the applicant's own children, including children not living in the home.
 - (h) Previous licenses or experience in providing child foster care, child day care, or adult foster care.
 - (i) Existence of a social support system including alternate care providers.
 - (j) Willingness to accept a child's spirituality, or religious beliefs or practices, even if they differ from the foster parent.
 - (k) Willingness to accept and support a child's SOGIE.
 - (l) Safety and maintenance of the applicant's house and property, including but not limited to, the following:
 - (i) Sufficient beds and sleeping space.
 - (ii) Pets.
 - (iii) Weapons.
 - (iv) Fire or water hazards.
 - (m) The age, number, gender, race, ethnic background, and characteristics of children preferred by the applicants, including those characteristics that an applicant or licensee would not accept.
- (4) The agency will collect all the following:
- (a) Three current references, related or non-related, from the applicant or licensee.
 - (b) A medical statement that includes all treatments, prescriptions, and medications for each adult member of the household that indicates that the member has no known condition which would affect the care of a foster child. The statement must be signed by a physician, physician's assistant, or nurse practitioner within the 12-month period preceding the date of the initial evaluation. Any subsequent household member added to the household must provide the medical statement within 90 days.
 - (c) Information regarding any past or current, or both, mental health or substance use disorder treatment by any member of the household.
 - (d) The inspection results in compliance with R 400.9305.
- (5) An agency shall document placement specifications consistent with the information contained in the evaluation. The placement specifications must include the following:
- (a) The age, number, SOGIE, race, ethnic background, and characteristics of children preferred by the applicants.
 - (b) Characteristics of children best served by the family,
 - (c) Children who may not be placed in the home. The child's racial, ethnic, and cultural identity, heritage, and background may only be considered if an assessment of the individual child indicates that such consideration is in the best interests of the child.
- (6) An agency shall inform the applicant of the department's policies and procedures regarding concurrent planning.
- (7) An agency shall provide the applicant with a copy of the final initial evaluation.
- History: 1998-2000 AACS; 2007 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12311 Foster parent/agency agreement.

Rule 311. (1) An agency shall have a written foster parent/agency agreement signed by the foster parent and the agency before initially certifying a foster home for licensure.

- (2) The foster parent/agency agreement must contain all the following provisions:
- (a) The responsibilities of the agency.
 - (b) The services to be provided to foster children and the foster family.
 - (c) The responsibilities of the foster family.
 - (d) That the foster family has been informed of, and agrees to follow, agency policies and procedures.
 - (e) A description of the role and the expectation to cooperate with the lawyer guardian ad litem and the state and tribal court, including the role of other appointed state and tribal attorneys.
 - (f) The agency schedule of foster care payments to foster parents.
- (3) An agency shall document review of the foster parent/agency agreement with the foster family at least annually and, when needed, develop a new agreement.
- (4) An agency shall give a foster family a copy of the signed current foster parent/agency agreement.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12312 Foster parent training.

Rule 312. (1) An agency shall develop a foster parent training plan with the participation of foster parents.

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(2) The foster parent training plan must provide for all the following:

(a) Not less than 12 hours of training to be completed by each person named on the license before a recommendation is made for licensure, taking into account the individual training needs of the foster parents. Not more than 3 hours of orientation may be included as part of the initial 12 hours of training.

(b) Not less than 6 hours of training annually for each licensee after the time periods specified in subdivision (a) of this subrule.

(3) The training specified in subrule (2)(a) of this rule must address all the following areas:

(a) Characteristics and needs of children who may be placed into the home.

(b) Safe sleep practices for infants.

(c) Effective parenting.

(d) Calming and soothing supports for children, including sensory modulation and de-escalation techniques.

(e) Importance of the foster child's parents and relatives.

(f) Concurrent planning.

(g) Role of the agency.

(h) Emergency procedures, first aid, and fire safety.

(i) Preparation of the foster child for permanence and independence.

(j) The role of the court and lawyer guardian ad litem in permanency planning.

(k) Reasonable and prudent parent standards.

(l) Firearm storage and safety.

(m) The unique needs of foster children based on individual identities related to culture, race and ethnicity, religion, and spirituality, and SOGIE.

(n) Human trafficking.

(o) Trauma-informed parenting, including the effects of discipline in the household.

(4) At least 1 adult member of the household must have training in and maintain a current certification in first aid and cardiopulmonary resuscitation from the American Heart Association or the American Red Cross, or other institution approved by the department.

(5) An agency shall document all training received by each foster parent.

History: 1998-2000 AACS; 2007 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12313 Behavior support policy.

Rule 313. (1) An agency's behavior support policy must identify appropriate and specific methods of behavior support for foster children.

(2) An agency shall ensure that methods of behavior support for a foster child are positive, consistent, and compassionate based on each foster child's needs, stage of development, and behavior, and promote self-regulation, self-esteem, and independence.

(3) All the following are prohibited:

(a) Corporal punishment, any type of restraint, including physical, chemical, mechanical, or noxious substances; or any kind of punishment inflicted on the body.

(b) Confinement or seclusion in an area such as a closet or a room.

(c) Withholding food, clothing, rest, toilet use, or entrance to the foster home.

(d) Mental or emotional cruelty.

(e) Verbal abuse, threats, including the use of derogatory or discriminatory language, negative references to the child's or the child's family SOGIE, yelling at youth, ridicule, or humiliation.

(f) Prohibiting visits or communication with a foster child's family.

(g) Denial of necessary educational, medical, mental health, or social work services.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12314 Religion and spirituality policy.

Rule 314. (1) An agency's religion policy must ensure that the foster child may participate or choose not to participate in religious or spiritual instruction, engage or choose not to engage in religious or spiritual practices, or attend or choose not to attend religious or spiritual services.

(2) A foster child may not be required to attend religious or spiritual services or follow specific religious or spiritual doctrine.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12315 Communication.

Rule 315. An agency must ensure that a child is able to communicate with family and friends in a manner consistent with the

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child's expressed wishes, appropriate to the child's functioning, and in accordance with the child's treatment plan.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12316 Personal possessions.

Rule 316. An agency's personal possessions policy must address all the following:

- (a) Ensure that a child has a right to have his or her personal possessions during placement with a foster family and when leaving the foster family.
- (b) Safe storage of a child's personal possessions.
- (c) All gifts and clothing that are given to or purchased for the child during placement with the foster family remain the property of the foster child.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12317 Allowance and money.

Rule 317. (1) The agency must specify the following:

- (a) General guidelines that provide a monetary range based on a child's age.
- (b) Allowance for specific youth will be determined by the social services worker, the child's parent, and the foster parent based on the child's age and treatment needs.
- (c) How the agency monitors allowance.

(2) Any money earned or received directly by the child remains the property of the child.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12318 Clothing policy.

Rule 318. The agency's clothing policy for foster parents must specify both of the following:

- (a) A foster parent must ensure that a foster child has the minimum required clothing specified by the agency's policy and leaves the foster home with not less than the minimum required clothing.
- (b) All clothing the child has when he or she arrives at the foster home and all clothing purchased for the child while in the foster home remains the property of the foster child, unless returned to the child's parent or parents.

History: 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12319 Transfer of enrollment or license.

Rule 319. (1) Prior to requesting the transfer of an enrollment or license, the receiving agency must provide the applicant/licensee with the following:

- (a) Orientation of the receiving agency.
 - (b) Application.
- (2) The current certifying agency must provide the receiving agency with the following:
- (a) The most recent application for a license.
 - (b) The initial evaluation and current reevaluation and any other relevant licensing home study reports.
 - (c) The most recent copy of the licensing transaction record.
 - (d) All completed special evaluation reports and any associated corrective action plans.
 - (e) All record clearance documents for all members of the household, including any administrative review team assessments.
 - (f) Other information that might assist the agency considering the transfer with making an informed decision.
- (3) The agency considering the transfer must review all information in subrule (2) of this rule. Prior to acceptance of the transfer, the receiving agency must make at least 1 home visit.
- (4) If the agency considering the transfer declines to accept a transfer of the license or enrollment, the agency must inform the applicant or licensee in writing and provide a copy to the certifying agency.
- (5) Written approval must come from the receiving agency's chief administrator or his or her designee prior to the transfer of the license during a special evaluation. When a license is transferred during a special evaluation, the receiving agency must complete the special evaluation.
- (6) Written approval must come from the receiving agency's chief administrator or his or her designee prior to the transfer of the license during a provisional status.
- (7) If there is an existing corrective action plan, the receiving agency is responsible for ensuring compliance.
- (8) Transfer of a license during a pending disciplinary action must be approved by the department prior to the transfer.
- (9) The receiving child placing agency must submit transfer documents to the department within 7 calendar days after the decision has been made to accept the transfer.

History: 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

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R 400.12320 Supervision.

Rule 320. (1) An agency shall ensure an appropriate level of care and supervision for the foster child at all times consistent with a child's age, level of functioning, and treatment plan.

(2) A foster parent shall identify at least 1 adult who would care for the foster child for an extended overnight period. The identified adult must have both a central registry and a criminal history background check.

(3) A foster parent shall notify the agency of any extended, overnight period when the period will exceed 3 days.

(4) A foster parent shall notify any foster child's care provider of the agency's policies relating to care and supervision and the care provider must follow the policies.

History: 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12321 Hazardous materials policy.

Rule 321. (1) Federal standards for a foster family or group home include specific safety requirements for weapons, pools, hot tubs, and spas, as these pose a particular preventable danger to children.

(2) Dangerous equipment and objects, weapons, chemicals, medications, poisonous materials, cleaning supplies, and other hazardous materials that may present a risk to children placed in the foster home must be stored securely and out of the reach of children, as appropriate for the age and functioning level of the children.

(3) Unless carried in the licensed home and on the licensed property as permitted by law, firearms and ammunition must be stored as follows:

(a) Firearms must be all the following:

(i) Locked in compliance with 1 of the following:

(A) By a cable-lock.

(B) By a trigger-lock.

(C) In a gun safe.

(D) A solid metal gun case.

(E) A solid wood gun case.

(ii) Unloaded.

(iii) Separate from ammunition; however, as long as the firearm is stored in compliance with paragraph (i)(C) to (E) of this subdivision, the ammunition may be stored together with the firearm in the same locked safe or case.

(iv) Inaccessible to children.

(b) Ammunition must be stored in a locked location and inaccessible to children.

(c) All applicable laws regarding the possession, use, transportation, and storage of firearms and ammunition, including for hunting, still apply.

(d) Licensees with a CPL may possess a firearm pursuant to the law in a vehicle on the licensed property, provided it is done so in a manner that prevents foster children from having access to it, such as being on the licensee's person or stored in a locked container.

(e) Licensees may engage in hunting, range shooting, and target practice with a foster child in accordance with the reasonable and prudent parent standard as defined in section 1 of chapter XIII A of the probate code of 1939, 1939 PA 288, MCL 712A.1.

History: 2014 AACCS; 2019 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12322 Unusual incident policy.

Rule 322. (1) An agency's unusual incident policy must include immediate notification to the agency by the foster parent of any of the following incidents:

(a) The death of a foster child.

(b) The removal or attempted removal of a foster child from a foster home by any person not authorized by the agency.

(c) The foster child is missing.

(d) Any illness that results in treatment at a hospital emergency room or inpatient hospitalization of a foster child.

(2) An agency's unusual incident policy must include notification to the agency by the foster parent of any of the following incidents within 24 hours of knowledge of the incident:

(a) A foster child's involvement with law enforcement authorities.

(b) Pregnancy of a foster child.

(c) Incidences of child-on-child abuse.

(d) Involvement with law enforcement by anyone in the home pursuant to a criminal investigation.

History: 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12323 Emergency policy.

Rule 323. (1) An agency's emergency policy must include procedures for each of the following situations:

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- (a) Fire.
 - (b) Tornado.
 - (c) Serious accident or injury.
 - (d) Epidemic.
- (2) An agency shall approve the written evacuation plan for a foster home that provides care for a person who requires assistance to evacuate the home.
- History: 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12324 Reevaluation.

- Rule 324. (1) An agency shall conduct an annual on-site visit and complete a written reevaluation of a foster home.
- (2) The annual reevaluation must include a determination and assessment of all the following:
- (a) All changes to the factual information contained in the initial evaluation and subsequent renewal evaluations.
 - (b) Family functioning and interrelationships as determined by observation of, and interviews with, each member of the household and each social service worker who has had children placed in the home during the last licensing period.
 - (c) Training needs of the family.
 - (d) Compliance with the licensing rules for foster homes.
 - (e) Compliance with the agency's written policies and procedures.
- (3) An agency shall record the dates and places of contacts and persons interviewed or observed as part of a reevaluation.
- (4) An agency shall document placement specifications consistent with the information contained in the reevaluation. The placement specifications must include all the following:
- (a) The age, number, SOGIE, race, ethnic background, and characteristics of children preferred by the applicants.
 - (b) Characteristics of children best served by the home.
 - (c) Children who may not be placed in the home. The child's racial, ethnic, and cultural identity, heritage, and background may only be considered if an assessment of the individual child indicates that such consideration is in the best interests of the child.
- (5) An agency shall inform the foster parent of and discuss the agency's policy and procedures regarding concurrent planning.
- (6) An agency shall complete a licensing record clearance request form on each adult non-licensee member of the household, including foster youth who turn 18 years of age, prior to each renewal and assess the results of the record check.
- (7) An agency shall provide the foster parent with a copy of the reevaluation upon request.
- (8) An agency shall complete a reevaluation and make a licensing recommendation to the department at least 15 calendar days before the expiration date of the foster home license.
- History: 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12325 License recommendation.

- Rule 325. (1) An agency shall recommend to the department the appropriate licensing action consistent with facts contained in the foster home evaluation and any special evaluations.
- (2) An agency shall document foster home license changes in the foster home record and communicate the changes immediately to the department in the manner prescribed by the department.
- (3) Except for an original license, an agency shall recommend to the department the issuance of a regular license or the continuation of an active license only when all rules are in compliance, or both of the following conditions exist:
- (a) All non-compliances relating to the recommendation are correctable.
 - (b) A written corrective action plan has been developed. The plan must comply with all of the following requirements:
 - (i) Upon determining a rule noncompliance that is correctable by the foster parent, the agency must develop a written corrective action plan with the foster parent on the form prescribed by the department.
 - (ii) Be completed within 6 months of being signed.
 - (iii) Be signed and dated by the foster parent and the agency.
- (4) Except for an original license, an agency shall recommend to the department the issuance of a provisional license only when all of the following conditions exist:
- (a) The foster parent has signed an acceptable corrective action plan.
 - (b) The foster parent has been informed, in writing, of the facts and the basis for the provisional license.
 - (c) The foster parent has been notified of his or her right to appeal the provisional license.
- (5) An agency shall recommend to the department the denial of license issuance, the revocation of a license, or the refusal to renew a license when all the following conditions exist:
- (a) The applicant or the foster parent falsifies the application, or the applicant or the foster parent willfully and substantially violates the act or 1 or more of the licensing rules for foster homes.

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- (b) The agency has provided the applicant or the foster parent with all the following:
 - (i) A copy of the special evaluation report outlining the facts and the basis for the recommended action.
 - (ii) Written notice that the agency's recommendation for disciplinary action has been referred to the department for a final decision.
 - (iii) Written notice to the applicant or foster parent of their right to appeal the department's decision for licensing action.
- (6) An agency shall provide the department with all documentation that details the basis for the agency's recommendation or any requested documentation for a department licensing action.
- (7) An agency shall participate in, and present facts at, a foster home licensing administrative hearing to support an agency recommendation or a department licensing action.

History: 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12326 Borrowed home.

Rule 326. (1) Before placing a child in a foster home certified by another agency, the borrowing agency shall have a record containing all the following:

- (a) Approval from the certifying agency authorizing the placement of a child in the home.
- (b) Verification that the foster parent is willing to accept the foster child.
- (c) The initial evaluation and current reevaluation.
- (d) A copy of all special evaluations completed during the last 2 years.
- (e) Verification of all children currently placed in the home.
- (f) Documentation that the foster parent has received orientation to the policies of the borrowing agency.
- (g) A copy of the foster parent /agency agreement signed by the foster parent and the borrowing agency.
- (h) The requirements in subdivisions (a) to (g) of this subrule do not apply to foster homes licensed by a tribe. A completed "Verification of Tribal Foster Home Safety Requirements" form is required when borrowing a foster home licensed by a tribe.

(2) Only in an after-hours emergency placement will a verbal agreement be acceptable. During an after-hours emergency placement, the certifying agency must provide a verbal summary of the information in subrule (1)(a) to (h) of this rule to the borrowing agency. Written borrowed home protocol must be completed and documented within 3 calendar days of an after-hours emergency placement.

(3) The borrowing agency is responsible for requesting the items identified in subrule (1)(c), (d), and (e) of this rule annually for the duration of the child's placement. The certifying agency must provide the items in subrule (1)(c), (d), and (e) of this rule annually for the duration of the child's placement.

(4) The certifying agency is responsible for certification functions, including special evaluations, and must share all information regarding changes in the home with all agencies that have children in placement in the home.

History: 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12327 Special evaluation.

Rule 327. (1) Upon receipt of any information that relates to possible noncompliance with any foster home rule, the agency must do all the following:

- (a) Submit a special investigation record to the department's licensing authority within 5 working days in the manner prescribed by the department.
- (b) Initiate a special evaluation of the foster home as soon as is indicated, based on the information received, but not later than 7 calendar days after receipt of the information.
- (c) Conduct an evaluation, in cooperation with child protective services, when applicable, including all necessary collateral contacts.
- (d) Notify all social service workers who have children placed in the home that a special evaluation has been initiated.

(2) An agency shall inform foster parents of all the following before they are questioned or interviewed regarding a special evaluation:

- (a) That a special evaluation has been initiated.
- (b) A clear description of the allegations.
- (c) That the foster parents may involve a person of their choice in any interviews with them involving the special evaluation if the involvement does not impede the timely completion of the evaluation.

(3) An agency shall complete a special evaluation within 45 calendar days after receipt of the information. If additional time is required, then the agency shall inform the foster parent, in writing, of the basis for the extension and the expected length of the extension. The total time for the completion of the investigation may not exceed 90 calendar days without written approval from the chief administrator or his or her designee.

(4) Before completion of the written report required by subrule (6) of this rule, an agency shall provide the foster parent with

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a verbal summary of the preliminary findings at the conclusion of the evaluation.

(5) Within 15 days of the conclusion of the evaluation, an agency shall complete a written report that includes all the following information:

- (a) The date the information was received.
- (b) The allegations.
- (c) Dates and places of contacts, names of persons interviewed, and names of the interviewers. If children are interviewed, their last names may not be included in the report.
- (d) Findings of fact based upon the evaluation.
- (e) Conclusions regarding licensing rules compliance or noncompliance based on the findings of fact.
- (f) Any change in the agency's decision regarding the number, SOGIE, age, race, religion, spirituality, ethnic background, and specific characteristics of children who may be placed that is based upon the documentation contained in the summary and conclusions of the report.
- (g) Recommendations regarding licensing action and any required corrective action.

(6) An agency shall do all the following:

- (a) Provide the foster parent with a copy of the report required by subrule (5) of this rule within 10 calendar days of its completion.
 - (b) Inform the foster parent, in writing, that the foster parent has a right to have his or her written response included as an attachment to the report required by subrule (5) of this rule.
 - (c) Provide a copy of the report to any social services worker that has children placed in the home.
- (7) If any violations are cited and there is a signed corrective action plan, all social service workers who have children placed in the home must be notified there is a corrective action plan and what is required of the foster parent in that plan.

History: 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12328 Foster home record.

Rule 328. (1) An agency shall maintain a foster home record in the manner prescribed by the department for each foster care home. An agency shall maintain a foster home record in the manner in which is prescribed by the department for each foster care home.

(2) The record must contain all the following information:

- (a) All documents pertaining to certification of the home.
- (b) Any special evaluation reports.
- (c) Placement agreements between a foster parent and the agency.
- (d) A placement list of all children placed in the foster home, including all the following information about each child:
 - (i) Name, age, sex, and race of the child.
 - (ii) Date of placement.
 - (iii) Date of, and reasons for, a child's removal from the foster home.
- (e) Any written response from a foster parent, as provided by R 400.12327(6)(b).

(3) An agency shall make copies of a record available to the applicant or licensee upon request, except for the following items:

- (a) Pending evaluation reports and documents.
 - (b) Records of privileged communication.
 - (c) Criminal records, police reports, child protective services information, and social security numbers from any source.
- (4) An agency shall maintain records for not less than 7 years after closure.

History: 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

PART 4. FOSTER CARE SERVICES

R 400.12401 Department authorization.

Rule 401. The department shall authorize an agency to receive children for placement in licensed foster homes.

History: 1998-2000 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12402 Program statement.

Rule 402. An agency shall have and follow a current written program statement that includes all the following information:

- (a) Types of foster care provided.
- (b) The racial, ethnic, and cultural identity, heritage, spirituality, and background of the children served.
- (c) Types of services provided to foster children and their families.
- (d) Geographical area covered.

History: 1998-2000 AACS; 2023 MR 12, Eff. June 26, 2023.

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R 400.12403 Policy and procedures.

Rule 403. (1) An agency shall provide a copy of the policies and procedures to the foster parents of a home where the agency places a child.

(2) An agency may not be more restrictive than the department policies or the administrative rules governing licensing and services.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12404 Placement.

Rule 404. (1) An agency shall only place a child with an adult who is a relative of the child, a legal custodian, or in a licensed foster home, except as permitted in R 400.12503(2)(b) and R 400.12709.

(2) Initial consideration must be given to placement with a relative or placing siblings together, or both.

(3) An agency's placement of a child in a foster home must be consistent with the placement specifications for the home.

(4) An agency shall consider all the following factors in selecting an appropriate placement for a child:

(a) Proximity to the child's parents, family, or community.

(b) The physical, emotional, and educational needs of the child.

(c) The permanency goal of the child.

(d) Expressed preferences of the child, and the child's parent or parents.

(e) The child and child's family's religious or spiritual, or both, preference.

(f) The foster parents' ability and willingness to accept and support the child's SOGIE.

(g) The child's racial, ethnic, cultural identity, heritage, and spiritual background.

(h) The continuity of relationships, including relationships with parents, siblings, relatives, foster parents, previous foster parents, and other persons significant to the child.

(i) The availability of placement resources for the purpose of making a timely placement.

(5) Before the placement of a child, the agency shall document preparation of all relevant parties, including the child or infant, which must include an explanation of all the following:

(a) The circumstances necessitating placement.

(b) The child's individual needs.

(c) Any special challenges presented.

(6) An agency must document, in the child's record, within 7 calendar days after placement, the information specified in R 400.12417(1) and all the following information:

(a) All the following child characteristics:

(i) Gender identity.

(ii) Race.

(iii) Height and weight.

(iv) Eye color and hair color.

(v) Identifying marks.

(vi) Religious or spiritual preference.

(vii) School status, including grade, last school attended, and educational program.

(b) Name, known addresses and marital status of the child's parents or legal guardian, if any.

(c) Names, ages, and known addresses of any siblings.

(d) Known names, addresses, and dates of any previous out-of-home placements.

(e) The date that the agency received the child for placement.

(f) The child's legal status and the agency's legal right to provide care.

(g) Documentation of the child's placement preparation.

(h) A photograph of the child at the time of placement.

(i) Documentation that tribal ancestry was assessed.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12405 Change of placement.

Rule 405. (1) An agency shall make every reasonable effort to maintain a stable placement for each child placed in foster care. The efforts must be documented in the child's record.

(2) An agency shall first consider returning the child to a parent.

(3) The agency shall document all the following in the child's record before a change of placement occurs:

(a) Reason for the change in placement.

(b) If the child is not returned to the parent, then the reason why return is not possible.

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- (c) If the child is not reunited with siblings or placed with a relative, then the reason why those placements are not possible.
 - (d) Consideration of the factors identified in R 400.12404(4).
 - (e) Replacement preparation of all relevant parties, including the child or infant, which includes an explanation as to why the change is necessary.
 - (f) Notification to the parents, referral source, lawyer guardian ad litem, and courts when applicable, of the change in placement.
 - (g) Information about the child was shared with the new placement, consistent with the requirements of R 400.12417.
 - (h) The child's new location and address.
 - (i) That the current foster parent was notified in writing of the following information:
 - (i) Not less than 14 calendar days in advance, of the change, except when prior notification would jeopardize the child's care or safety. If prior notice is not provided, then the agency shall notify the foster parent, at the time of the change, why prior notice was not given.
 - (ii) Of the current foster parent's rights concerning the change in placement.
 - (j) Supervisory approval before the change.
 - (4) If an emergency change in placement is necessary, then all the documentation required in subrules (2) and (3) of this rule must be in the child's record within 14 calendar days after the change in placement.
 - (5) If an agency is no longer providing services to the child in a foster home, then both the following must be documented before a change in placement:
 - (a) A summary of the services provided during care up to the time of the change in placement and the needs that remain to be met.
 - (b) Provision for any continuing services.
- History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12406

Source: 2014 AACCS.

R 400.12407

Source: 2014 AACCS.

R 400.12408

Source: 2014 AACCS.

R 400.12409 Education.

Rule 409. An agency must ensure that, within 5 school days of placement, an agency shall provide for the enrollment of each child of school age, as defined by state law, into a school program.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12410

Source: 2014 AACCS.

R 400.12411 Clothing.

Rule 411. An agency must ensure that a foster child has the minimum required clothing specified by the department's policy and leaves the foster home with not less than the minimum required clothing.

History: 1998-2000 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12412

Source: 2014 AACCS.

R 400.12413 Medical and dental care policy.

Rule 413. (1) An agency's medical and dental care policy must include all the following:

- (a) The provision of routine medical care.
- (b) The provision of emergency medical, surgical, and dental care.
- (c) A physical examination for each child as follows, unless a greater frequency is medically indicated:
 - (i) A comprehensive medical examination, including a behavioral/mental health and trauma screening, within 30 calendar days from the date the child entered into an out-of-home placement, regardless of the date of the last physical examination.
 - (ii) A physical examination every 14 months.

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(d) Current immunizations for each child as required by section 5111 of the public health code, 1978 PA 368, MCL 333.5111. All the following apply:

(i) A statement from a parent or licensed medical authority, which indicates that immunizations are current or contraindicated, is sufficient documentation of immunizations.

(ii) A copy of a waiver addressed to the department that is signed by the parent stating immunizations are not being administered due to religious, medical, or other reasons is sufficient documentation of immunizations, unless the child is a temporary court ward, a motion is heard, and order is entered by the circuit court for the child's case. A waiver must be accompanied by a certification by the local health department that the parent or parents received education on the risks of not receiving the vaccines being waived and the benefits of vaccination to the individual and the community as required by section 5111 of the public health code, 1978 PA 368, MCL 333.5111, and R 325.176(12).

(iii) If documentation of immunization or a copy of the waiver is unavailable, then immunizations must begin within 30 calendar days of placement.

(e) A dental examination must be completed within 3 months before entry into foster care or an initial dental examination must be completed not more than 90 calendar days after entry into a foster care out-of-home placement. A child entering foster care under 1 year of age must have an initial dental exam within 3 months of his or her first birthday.

(f) A dental re-examination must be obtained at least every 9 months unless a greater frequency is indicated.

(2) An agency shall maintain a file documentation from the medical or dental provider of all medical and dental care received by a foster child.

History: 1998-2000 AACS; 2014 AACS; 2015 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12414

Source: 2014 AACS.

R 400.12415 Unusual incident reporting policy.

Rule 415. An agency must adhere to the following incident reporting protocols:

(a) Immediately notify the child's parents; the department licensing authority; the lawyer guardian ad litem and court, as applicable; the department; and the foster child's parents, if any of the following occurs:

(i) The death of a foster child.

(ii) The foster child is absent without legal permission.

(iii) Attempted removal or removal of the foster child from the foster home by any person who is not authorized by the agency.

(iv) Any medical and mental illness or condition that results in treatment at a hospital emergency room or inpatient hospitalization of a foster child.

(b) Notification of the child's parents, the responsible agency, and guardian ad litem as applicable within 24 hours of knowledge of the following:

(i) Any injury of a foster child that requires medical treatment.

(ii) A foster child's involvement with law enforcement authorities.

(iii) Pregnancy of a foster child.

(iv) Incidences of a foster child being abused, including child-on-child abuse.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12416

Source: 2014 AACS.

R 400.12417 Foster parent information.

Rule 417. (1) An agency shall provide a foster parent with all the following information before the placement or replacement of a child:

(a) Child's name.

(b) Child's date of birth.

(c) Available known information about the child's health.

(d) Any known history of abuse or neglect of the child.

(e) All known emotional and psychological factors relating to the care of the child.

(f) All known behaviors of the child.

(g) Circumstances necessitating placement or replacement of the child.

(h) Any other known information to enable the foster parent to provide a stable, safe, and healthy environment for the foster child and the foster family, including information about siblings who do not reside in the foster home as provided in federal

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law.

(i) Name of assigned social service worker.

(j) Authorization to provide routine and emergency medical care.

(2) For an emergency placement, if any of the information specified in subrule (1)(a) to (h) of this rule is not available at the time of placement, then the agency shall provide information to the foster parent within 7 calendar days of the placement.

(3) After the child is placed, and on an ongoing basis, the agency shall notify the foster parent of any known information regarding the child, or the child's siblings who do not reside in the foster home as provided in federal law, or both, that will enable the foster parent to provide a stable, safe, and healthy environment for the foster child and the foster family.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12418 Development of service plans.

Rule 418. (1) An agency shall develop service plans with the child, the child's parents or legal guardian, the referring agency, and other parties involved in providing needed services, or medical care, unless the agency documents why any of the entities have not been involved.

(2) An agency shall complete written service plans for each child and parent or parents, as follows:

(a) Within 30 calendar days from removal from the home.

(b) Within 120 calendar days after the initial removal and at least once every 90 calendar days thereafter.

(3) When case responsibility changes from 1 child placing agency to another child placing agency, a modified service plan must be completed within 30 calendar days of the change in agency responsibility if no other plan is done within 30 days. The plan must address why the agency responsibility changed and whether there are any modifications to existing service plans.

(4) An agency shall place service plans in the case record.

(5) An agency shall involve the child's parent or parents and the foster parents in the development of service plans to enable the parent or parents and foster parents to understand the plan for the child and the parents' and the foster parent's role in assisting the agency in carrying out the plan. An agency shall give a copy to and review the parent-agency treatment plan with the parent or parents and foster parents. The agency must inform the parent or parents and foster parent that the information in the parent-agency treatment plan and any other information about the child and the child's family is confidential.

(6) Service plans must be signed by the social services worker and the social services supervisor.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12419 Initial service plans.

Rule 419. (1) The initial service plan, as required in R 400.12418(2)(a), must include all the following information:

(a) Dates, types, and places of agency contacts and persons contacted.

(b) Circumstances necessitating placement.

(c) Assessment of the placement selection criteria as required under R 400.12404(4).

(d) A social history pertinent to the circumstances necessitating placement that assesses the child and persons in the child's family to determine the services best suited to meet the child's needs.

(e) A plan that has as its goal reunification of the child with his or her family or another goal of permanent placement. The plan shall include all the following information:

(i) The permanency goal for the child.

(ii) The conditions necessary to achieve the permanency goal identified in paragraph (i) of this subdivision.

(iii) Action steps and time frames to achieve the necessary conditions identified in paragraph (ii) of this subdivision.

(iv) The persons responsible for implementing the action steps identified in paragraph (iii) of this subdivision.

(v) Projected length of placement in foster care.

(f) Specific goals, as appropriate, to meet the child's needs in the following areas:

(i) Education.

(ii) Health.

(iii) Vocational training.

(iv) Psychological, psychiatric, and mental health services.

(g) Plans for contact between the child, siblings, the child's family, and any other person.

(h) The child behavior support plan to be used by the foster parent.

(2) If parental rights have not been terminated, the service plan must include all the following:

(a) An assessment of the parents' needs as they relate to the care of the child.

(b) The parents' role while the child is in placement, including parenting time.

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- (c) The requirements to be met for the return of the child.
- (d) The time frames for meeting the stated requirements.
- (e) Documentation of how the parents were informed of their rights and responsibilities in the care of their child.
History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12420 Updated service plans.

Rule 420. An updated service plan, as required in R 400.12418(2)(b), must include all the following information:

- (a) Dates, types, and places of agency contacts and persons contacted.
- (b) Confirmation that the child's current foster home continues to appropriately meet the placement needs of the child.
- (c) A summary of information pertinent to the updated services plan received since the last service plan from the child, the child's parents or legal guardian, foster parents, referring agency, and others, unless the agency documents why any of these entities cannot be involved.
- (d) Assessment of progress in achieving the permanency goal for the child.
- (e) A plan that includes any changes made since the previous plan and that has the content specified in R 400.12419.
- (f) Plans for visits between the child, siblings, the child's family, and any other person.
- (g) A child behavior support plan that includes any changes made since the previous plan and is to be used by the foster parents.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12421 Visitation and family time; in person contact.

Rule 421. (1) An agency shall develop a plan of visitation and family time for each child in foster care consistent with the child's service plans, as required by R 400.12419 and R 400.12420 to ensure the safety and well-being of the child.

- (2) An agency social service worker shall visit the foster child, and the foster parent, if applicable, in the child's placement at least once every month.
- (3) An agency shall facilitate in-person contact between parents and children except where parental rights have been terminated or when there is a court determination that visits are detrimental to the child.
- (4) An agency shall facilitate in-person contact between siblings who are not placed together except when there is a court determination that contact is detrimental to either child.

History: 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12422 Foster care case record.

Rule 422. (1) An agency shall maintain a case record for each child in its foster care program.

- (2) An agency shall protect each record against destruction and damage and store and maintain each child's record in a manner to ensure confidentiality and to prevent unauthorized access.
- (3) The record must contain all the following information:
 - (a) Initial service plan.
 - (b) Any required updated service plans.
 - (c) Medical, mental health, and dental records.
 - (d) Placement documentation as required by R 400.12404.
 - (e) Change of placement documentation as required by R 400.12405.
 - (f) Plan of visitation and parenting time as required by R 400.12421.
 - (g) A photograph taken at least annually.
- (4) An agency shall maintain the records under the retention schedule for not less than 7 years after the agency's termination of services to the child.
- (5) If an agency ceases operating as a child placing agency, the records must be returned to the child's referring agency.

History: 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

PART 5. INDEPENDENT LIVING SERVICES

R 400.12501 Department authorization.

Rule 501. The department shall authorize an agency to supervise independent living placements.

History: 1998-2000 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12502 Program statement.

Rule 502. (1) An agency shall have and follow a current written program statement that includes all the following information:

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- (a) Types of living arrangements approved.
 - (b) Eligibility requirements for a youth, including age and level of physical, emotional, and intellectual functioning and youth not appropriate for the program.
 - (c) Services provided.
 - (d) Means of financial support for the youth.
 - (e) Supervision.
 - (f) Educational and vocational or work requirements.
 - (g) Medical, mental health, and dental care.
 - (h) Basis for termination.
- (2) An agency shall give a copy of the program statement to a youth before placement in independent living.
History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12503 Policy and procedures.

- Rule 503. (1) An agency shall have and follow written policies and procedures for the independent living services provided.
- (2) The policies and procedures must cover at least all the following areas:
- (a) Eligibility requirements for youth to participate in the program.
 - (b) Types of living arrangements provided or approved.
 - (c) Agreement between youth and agency.
 - (d) Service plans.
 - (e) Supervision provided by the agency.
 - (f) Amount of financial support and how it is disbursed. An agency may not withhold financial support intended for the youth while the youth is actively involved in the program.
 - (g) Education, vocational training, and employment.
 - (h) Human trafficking awareness and prevention for youth.
 - (i) Medical, dental, and mental health care.
 - (j) Independent living record.
 - (k) Termination.
- (3) An agency shall provide a youth in independent living with a copy of the agency's policies and procedures required by this rule.
History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12504 Eligibility requirements.

- Rule 504. (1) An agency shall document the rationale for selection of independent living as the most appropriate placement for the youth.
- (2) All the following must be in the case record before a youth is placed in independent living:
- (a) How the youth meets the eligibility requirements for the specific program the youth is being placed into.
 - (b) The basis for concluding that a youth exhibits self-care potential.
 - (c) That the youth's social service worker has personally observed and determined that the living situation is safe, and that the youth has a bed and has access to cooking and bathing facilities.
 - (d) The availability of specific and relevant resources that provide for suitable social, physical, educational, vocational, and emotional needs of a youth.
 - (e) An evaluation of a youth's need for supervision and a plan for providing the level of supervision determined necessary.
 - (f) Proof that financial support to meet the youth's housing, clothing, food, and miscellaneous expenses is available.
- (3) An independent living home, staffed and operated by the child placing agency, must be clean, safe, and appropriate to the needs of the youth it serves.
History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12505 Supervision.

- Rule 505. (1) An agency shall provide supervision for a youth in independent living consistent with the youth's need for supervision, as required by R 400.12504(2)(e).
- (2) An agency shall provide the following minimum supervision:
- (a) Face-to-face contact between the social service worker and the youth in independent living at least once each month at a youth's place of residence.
 - (b) At monthly intervals, ensure that the youth is complying with the terms of the agreement required by R 400.12510, continues to reside in a safe and acceptable environment, and is managing expenditures.
 - (c) Provide the youth with a telephone number to contact the agency on a 24-hour, 7-days-a-week basis.

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History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12506 Education; vocational training; employment.

Rule 506. An agency shall ensure that it works with a youth involved in independent living in the following areas as outlined in the youth's service plan:

- (a) Employment.
- (b) Job training.
- (c) Education.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12507 Medical, dental, and mental health care.

Rule 507. (1) An agency shall ensure that a youth in independent living receives any needed medical, dental, and mental health care as required in R 400.12413. Medical, dental, and mental health care provided must be documented in the youth's record.

(2) For a youth who become 18 years of age while in the program or who enters independent living after the age of 18, the agency shall provide information on how to access needed medical, dental, and mental health services and actively, and on an ongoing basis, encourage participation in needed medical, dental, and mental health services.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12508

Source: 2014 AACS.

R 400.12509 Independent living record.

Rule 509. (1) An agency shall maintain a case record for each youth placed in independent living.

(2) An agency shall protect each record against destruction and damage and store and maintain each child's record in a manner to ensure confidentiality and to prevent unauthorized access.

(3) The case record must contain all the following information and documentation, which must be recorded within 30 calendar days after placement in independent living and updated at least once every 90 calendar days:

(a) All the following personal information pertaining to the youth:

- (i) Name.
- (ii) Social security number.
- (iii) Address and telephone number.
- (iv) Date of birth.
- (v) Gender.
- (vi) Race.
- (vii) Height.
- (viii) Weight.
- (ix) Hair color.
- (x) Eye color.
- (xi) Identifying marks.
- (xii) A photograph updated on an annual basis.

(b) Documentation of the agency's legal right to place a youth.

(c) The names, addresses, dates of birth, and social security numbers of the youth's parents, if any.

(d) The names, dates of birth, and addresses of the youth's siblings, if applicable.

(e) The names and addresses of any offspring.

(f) The names and addresses of any other significant persons.

(g) Current documentation of financial support sufficient to meet the youth's housing, clothing, food, and miscellaneous expenses.

(h) The date, location, documented purpose, and a summary of the findings of each contact between the youth and the social service worker.

(i) Current adjustment.

(j) The youth's relationship with family members and agency efforts to resolve family conflicts.

(k) Medical and dental records.

(l) Birth certificate.

(m) Placement documentation as required by R 400.12404.

(n) Change of placement documentation as required by R 400.12405.

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(o) Service plans as required in R 400.12419 and R 400.12420. If the youth has biological children, the service plan must address the living arrangement for the child or children, visitation/parenting time with the youth's biological children or a clear explanation why this is not possible or appropriate.

(4) An agency shall maintain the record for not less than 7 years after the agency's termination of services to the youth.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12510 Independent living agreement.

Rule 510. (1) There must be a mutual agreement between the youth and the agency specifying all the following:

(a) The responsibilities of the agency and the youth.

(b) A plan for education or work.

(c) An agreement for the youth to meet with the worker at least 1 time per calendar month.

(d) The location where the youth is living.

(2) The agreement must be signed and dated by the youth and the social service worker. The agreement must be reviewed with the youth at least once every 90 calendar days and a copy provided to the youth.

History: 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12511 Termination.

Rule 511. (1) When an agency terminates its independent living services for a youth, the agency shall document all the following information in the case record within 30 calendar days of termination of its services:

(a) The reason for the termination.

(b) The youth's new location.

(c) A summary of the services provided during care and the needs that remain to be met.

(d) Provision for any follow-up services.

(2) An agency shall ensure and document that each youth who ends independent living is provided with all the following:

(a) Basic information about health, housing, counseling and mental health services, and emergency resources.

(b) A birth certificate.

(c) A social security card.

(d) The youth's funds and personal property.

History: 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

PART 6. ADOPTION EVALUATION SERVICES

R 400.12601 Department authorization.

Rule 601. The department shall authorize an agency to evaluate applicants for adoption.

History: 1998-2000 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12602 Program statement.

Rule 602. (1) An agency shall have and follow a current written program statement.

(2) The statement must include all the following information:

(a) Services and functions provided directly or indirectly.

(b) Geographical area covered.

(c) Eligibility requirements for adoptive parents.

(d) A clear delineation of fees, charges, or other consideration or thing of value for adoption services that includes specific charges for expenses and services, within and outside the agency, and differentiates between the charges that are refundable and the charges that are not refundable.

(e) Training requirements.

(3) An agency shall document that the statement was provided to all persons making inquiry about the agency's services.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12603 Policy and procedures.

Rule 603. (1) An agency shall have and follow written policies and procedures for the adoption services provided.

(2) The policies and procedures must cover at least all the following areas:

(a) Orientation.

(b) Training requirements.

(c) Adoptive evaluation; evaluation record.

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- (d) Agency recommendation.
- (e) Grievance policy as required by R 400.12210.
- (3) An agency shall document that the policies and procedures were provided to all persons making inquiry about the agency's services.
History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12604 Orientation.

Rule 604. (1) An agency shall provide an orientation for prospective applicants for adoption before an adoptive application is provided.

- (2) The orientation must include a review of all the following:
 - (a) Program statement, policies, and procedures.
 - (b) Needs and characteristics of children legally eligible for adoption.
 - (c) Services and resources available.
 - (d) Fees and charges.
 - (e) Legal process.
 - (f) Training requirements.
 - (g) Post adoption service availability.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12605 Adoptive family evaluation.

Rule 605. (1) An agency social service worker shall complete a written adoptive evaluation within 90 days of the family signing an adoption application and prior to approving a family for adoption.

- (2) The report must include the dates and places of contacts and persons interviewed or observed.
- (3) The report must assess all the following:
 - (a) A minimum of 1 visit at the residence of the applicants for adoption to conduct observations of, and interviews with, each member of the household to determine all the following:
 - (i) Marital and family status and history, including current and previous level of family functioning and relationships and any incidents of domestic violence.
 - (ii) Educational history and any special skills and interests.
 - (iii) Employment history, current financial status, including property and income, money management skills, and outstanding financial obligations.
 - (iv) Physical, mental, and emotional health of each member of the household.
 - (v) Any history of substance use disorder of each member of the household.
 - (vi) Parenting skills and attitudes toward children.
 - (vii) Methods of calming children and responding to challenging behaviors.
 - (viii) Adjustment and special needs of the applicant's own children, including children not living in the home.
 - (ix) Strengths and weaknesses of each member of the household.
 - (x) Experiences with own parents and any history of out-of-home care.
 - (xi) Reasons for adopting.
 - (xii) Previous licenses or experience in providing child foster care, child day care, or adult foster care.
 - (xiii) Willingness to accept and support an adoptive child with the child's individual characteristics, needs, and background.
 - (xiv) Willingness to parent cross-racially or cross-culturally and to create an atmosphere that fosters the racial identity and culture of an adopted child.
 - (xv) Willingness and ability to understand an adopted child's attachment to the birth family and other significant relationships.
 - (xvi) An understanding of and willingness to participate in concurrent planning.
 - (xvii) Willingness and ability to give an adopted child guidance, love, and affection and accept the child as a member of the household.
 - (xviii) Existence of social support system and alternate care providers.
 - (b) Previous adoption evaluations or placements.
 - (c) Previous criminal convictions and confirmed child abuse or neglect or concerns brought to the agency or department's attention for any member of the household.
 - (d) Three current references from persons not related to the applicants. There must be an evaluation of any negative references.
 - (e) A medical statement for each member of the household that indicates that the member has no known condition which would affect the care of an adoptive child. The

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statement must be signed by a physician within the 12-month period before the adoptive evaluation.

(f) Safety and maintenance of the applicant's house and property, including, but not limited to, the following:

(i) Sufficient beds and sleeping space.

(ii) Pets.

(iii) Weapons.

(iv) Fire and water hazards.

(g) Assessment of the neighborhood, schools, community, and available resources for the purpose of adoption.

(h) The plan for guardianship of the child or children in the event of the parent or parents' death or permanent disability preventing continuation of parental responsibility.

(i) The family's plan to discuss adoption with any child adopted.

(j) Training needs of the family.

(k) The age, number, gender, race, ethnic background, and characteristics of children preferred by the applicants.

History: 1998-2000 AACS; 2007 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12606 Training requirements.

Rule 606. An agency shall document that an applicant for adoption has, at a minimum, training in all the following areas:

(a) Separation.

(b) Attachment and bonding.

(c) Child development, including safe sleep practices for children under 1 year of age.

(d) Behavioral, developmental, and emotional needs of adoptive children.

(e) Impact of adoption on the family.

(f) Post adoption service availability.

(g) Trauma.

(h) SOGIE.

(i) Human trafficking

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12607 Agency recommendation.

Rule 607. (1) An agency shall recommend the appropriate action consistent with the facts contained in the adoptive evaluation. An agency shall make a written recommendation based on the findings of the adoptive family evaluation.

(2) The recommendation must include all the following:

(a) Be in writing.

(b) Contain approval or denial of the applicants for adoption by a social service supervisor.

(c) If approved, the number, SOGIE, age, race, ethnic background, religion or spirituality, and characteristics of adoptive children who may be placed in the adoptive applicants' home. A child's racial, ethnic, and cultural identity, heritage, and background may only be considered if an assessment of the individual child indicates that such consideration is in the best interests of the child.

(3) If an agency concludes that an individual is not approved, then the basis for the decision must be specified in the recommendation.

(4) An agency shall provide the applicants for adoption with a signed and dated copy of the evaluation and recommendation upon its completion.

History: 1998-2000 AACS; 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12608 Adoptive family evaluation record.

Rule 608. (1) An agency shall retain a case record for each applicant for adoption.

(2) The record must contain all the following:

(a) Orientation documentation as required by R 400.12604.

(b) Adoptive evaluation as required by R 400.12605.

(c) Record of training provided.

(d) Documentation agency policies were provided to applicants.

(e) All documents pertaining to adoption evaluation required by R 400.12605.

(f) Agency recommendation as required by R 400.12606.

(3) An agency shall retain each adoptive family evaluation record for not less than 3 years after the agency's termination of services to the applicant.

(4) If a branch or associate office of a child-placing agency ceases to operate, then the branch's or office's adoption records must be forwarded to the central office of the branch or associate office.

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(5) If a child-placing agency ceases operation, the agency's adoptive family evaluation records must be shredded or returned to the applicant if services to the applicant were terminated 3 or more years before the closure. Records must be forwarded to the department's central office adoptions for all other records.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

PART 7. ADOPTION PLACEMENT SERVICES

R 400.12701 Department authorization.

Rule 701. The department shall authorize an agency to accept and place children for purposes of adoption.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12702 Program statement.

Rule 702. (1) An agency shall have and follow a current written program statement.

(2) The statement must include all the following information:

(a) Types of adoptions provided by the agency, including whether the agency accepts children released under the section 20 of chapter XII of the probate code of 1939, 1939 PA 288, MCL 712.20.

(b) Procedures for selecting adoptive parents for a child, including the role of the child's parent or guardian in the selection process.

(c) The extent to which the agency permits or encourages exchange of identifying information or contact between biological and adoptive parents.

(d) A clear delineation of fees, charges, or other consideration or thing of value for adoption services. The delineation must include specific charges for expenses and services, within and outside the agency, and differentiate between the charges that are refundable and the charges that are not refundable.

(e) Services and functions provided directly or indirectly, including all the following:

(i) Counseling services and any other available services to a person who is releasing a child for adoption.

(ii) Counseling services and any other available services to a child being released for adoption based on the needs of the child.

(iii) Therapeutic services or post-finalization services provided to adoptive parents or to the adoptee.

(f) Geographical area covered.

(3) An agency shall document that the statement has been provided to all persons making inquiry to release a child for adoption and to prospective adoptive parents.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12703 Policy and procedures.

Rule 703. An agency shall have and follow written policies and procedures for the adoption services provided under R 400.12704 to R 400.12713.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12703 Policy and procedures.

Rule 703. An agency shall have and follow written policies and procedures for the adoption services provided under R 400.12704 to R 400.12713.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12705 Release.

Rule 705. (1) An agency social service worker shall document that information has been provided for birth parents before the birth parents release their rights to a child unless the child is relinquished under chapter XII of the probate code of 1939, 1939 PA 288, MCL 712.1 to 712.20.

(2) The information must include a review of all the following:

(a) Program statement, policies, and procedures.

(b) Legal process for adoption.

(c) Services and resources available.

(d) Meaning and consequences of a release.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12706 Recruitment.

Rule 706. (1) An agency shall have an ongoing recruitment program to ensure an adequate number of suitable adoptive parents for the timely placement of all children serviced by the agency who are available for adoption.

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(2) An agency shall recruit adoptive parents for children served by the agency considering all the following criteria:

- (a) Ages and developmental needs of children.
- (b) Racial, ethnic, cultural identity, spirituality, and SOGIE of children.
- (c) Sibling relationships of children.
- (d) Special needs of children.

(3) There must be a child-specific recruitment plan for any child the agency is responsible for who is available for adoption and who does not have an identified family. The child-specific plan must be based on the child evaluation, as required by R 400.12708, reviewed every 90 days, and updated annually, as needed.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12707 Rescinded.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12708 Child evaluation.

Rule 708. (1) A social service worker shall complete a written assessment of each child available for adoption. The assessment must include all available information about the child and meet all requirements of section 27 of chapter X of the probate code of 1939, 1939 PA 288, MCL 710.27.

(2) An agency must have on file a written adoptive family evaluation and agency recommendation as required under R 400.12605 and R 400.12607 before approving the adoptive parents for each adoptive placement and before referring a child to, or placing a child in, the home for purposes of adoption.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12709 Placement selection.

Rule 709. (1) An agency shall document how all the following factors were assessed in selecting appropriate adoptive parents:

- (a) The physical, emotional, medical, and educational needs of the child.
- (b) The child's needs for continued contact with their parents, siblings, relatives, foster parents, and other persons significant to the child.
- (c) The racial, ethnic, and cultural identity, heritage, spirituality, SOGIE, and background. The child's racial, ethnic, and cultural identity, heritage, spirituality, SOGIE, and background may only be considered if an assessment of the individual child indicates that such consideration is in the best interests of the child.

(2) An agency shall place a child with agency-approved adoptive parents consistent with the needs of the child identified in subrule (1) of this rule, the child evaluation required by R 400.12708, orientation as required by R 400.12604, and the agency's adoptive parent recommendation as required by R 400.12607.

(3) An agency shall require a social service supervisor or chief administrator if the placement is recommended by a social service supervisor, to approve or deny the recommendation for placement by the social service worker. The approval must be documented in the record.

(4) An agency may approve overnight pre-placement visits to a family being considered for adoption of a child. Pre-placement overnight visits may only occur under the following conditions:

- (a) If the placement selected is a licensed foster home, the certifying agency gives approval prior to any visits starting.
- (b) There is an approved child evaluation.
- (c) There is an approved family evaluation.
- (d) The child evaluation has been shared with the prospective adoptive family prior to any pre-placement visits occurring.
- (e) Planning for pre-placement visits is focused on the best interests of the child.
- (f) There is a written plan for transitioning the child from the foster home to the adoptive home.
- (g) Unless there are exceptional circumstances, that the transition period will not exceed 3 calendar months. A transitional period of more than 3 calendar months must be approved in writing by the MCI superintendent or the court with jurisdiction over the child.

(5) A public or private agency may place a child in an unlicensed home for the purposes of adoption if all the following conditions have been met:

- (a) The adoptive parents have received orientation in accordance with the requirements of R 400.12604.
- (b) The evaluation of the prospective adoptive parents has been completed in accordance with the requirements of R 400.12605 and the placement is consistent with the recommendation completed in accordance with R 400.12607.
- (c) Supervisory approval of the placement has been documented in accordance with the requirements of subrule (3) of this rule.
- (d) The adoptive petition has been filed with the court or consent to adopt has been granted by the authorized agency

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representative.

(6) The provisions of this rule do not prohibit a temporary placement made under section 23d of chapter X of the probate code of 1939, 1939 PA 288, MCL 710.23d.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12710 Adoptive parent information.

Rule 710. (1) An agency must provide adoptive parents with all the following information before the placement of a child:

- (a) Child's name.
 - (b) Date, time, and place of birth including hospital, city, state, and country.
 - (c) Medical, social, and educational history of the child.
 - (d) Child's racial, ethnic, SOGIE, and religious or spiritual background.
 - (e) Description of the child's family of origin, including age and gender of family members, relationship to the child, and medical, social, and educational history of each member of the family.
 - (f) Circumstances necessitating placement of the child.
 - (g) Child's preparation for placement and attitude toward the adoption.
 - (h) Placement history.
 - (i) Any other known information to enable the adoptive parent to provide a stable, safe, and healthy environment for the child.
- (2) An agency shall provide adoptive parents with any additional information that becomes available to the agency after the placement of the adoptive child.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12711 Placement.

Rule 711. An agency shall document how the following factors were assessed in selecting appropriate adoptive parents for a child:

- (a) The physical, emotional, medical, and educational needs of the child.
- (b) The child's needs for continued contact with the birth parent, siblings, relatives, foster parents, and other persons significant to the child.
- (c) The racial, ethnic, cultural, spiritual, identity, heritage, and background. The child's racial, ethnic, and cultural, spiritual, identity, heritage, and background may only be considered if an assessment of the individual child indicates that such consideration is in the best interests of the child.
- (d) The child's SOGIE, if an assessment of the individual child indicates that such consideration is in the best interests of the child.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12712 Supervision.

Rule 712. (1) An agency shall provide post-placement supervisory visits for the adoptive family at the adoptive parent's home as needed to ensure the safety and well-being of the child, but not less than once every month, after the placement of a child and until the final order of adoption, or as required by the sending state where the adoption originated.

(2) An agency shall assess and record the child's and adoptive family's adjustment and, where needed, include plans to assist the child or adoptive family.

(3) An agency shall keep the adoptive parents informed of the results of the agency's continuing assessment of the placement at the conclusion of each visit.

History: 1998-2000 AACCS; 2014 AACCS; 2023 MR 12, Eff. June 26, 2023.

R 400.12713 Adoption placement record.

Rule 713. (1) An agency shall permanently retain a case record for each adoptive child after adoptive placement except as identified in subrule (5) of this rule.

(2) The record must contain, at a minimum, all the following:

- (a) Orientation documentation as required by R 400.12604.
- (b) Evaluation documentation as required by R 400.12708.
- (c) Placement documentation as required by R 400.12709.
- (d) Supervision documentation as required by R 400.12712.

(3) If a branch or associate office of a child-placing agency ceases to operate, then the agency shall forward the branch's or office's adoption records to the central office of the branch or associate office.

(4) If a child-placing agency ceases to operate, then the agency shall forward its records to the department.

(5) The department must permanently retain all adoption records for children adopted in Michigan under section 27b of the

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probate code of 1939, 1939 PA 288, MCL 710.27b. The adoption agency must forward any adoption records for children adopted in Michigan to the department 1 year after finalization of the adoption. The adoption agency may not retain the original copies or any other copies of the adoption records.

History: 1998-2000 AACs; 2014 AACs; 2023 MR 12, Eff. June 26, 2023.

PART 8 INTER-COUNTRY ADOPTION

R 400.12801 Department authorization.

Rule 801. (1) The department shall authorize an agency to evaluate applicants for inter-country adoption.

(2) The department shall authorize an agency to assist with the adoption or placement of a child coming to the United States for the purpose of being adopted.

History: 2014 AACs; 2023 MR 12, Eff. June 26, 2023.

R 400.12802 Program statement.

Rule 802. (1) An agency shall have and follow a current written program statement that includes all the following information:

(a) Placement programs, by country.

(b) Eligibility requirements for adoptive parents established by the agency and the specific countries.

(c) Services available, either directly or indirectly, both before and after adoption.

(d) Procedures for completing adoptive evaluations.

(e) A clear delineation of fees, charges, or other consideration or thing of value for adoption services. Differences in fees for different countries must be clearly stated.

(f) If the agency has written contracts or agreements with individuals in the foreign country or entity, the responsibilities of the agency and the responsibilities of the contractor must be clearly identified.

(2) The regulations issued by the United States federal government regarding the procedures for United States citizens adopting from a particular country or entity and the regulations issued by that country or entity for adoptions by foreigners must be kept on file at the agency.

(3) If an agreement exists between a foreign government or entity and an agency, an English language translation of verified written agreements with the foreign government must be on file at the agency and available for review. The agreement must conform to the laws and regulations of the United States, this state, and the foreign country.

(4) An agency shall provide the statement to all persons making inquiry about the agency's services at the time of inquiry.

(5) Where a child requires readoption in the state of residence where they will be living, the agency shall coordinate with the family's home study agency to ensure all legal requirements of the family's home state are followed.

History: 2014 AACs; 2023 MR 12, Eff. June 26, 2023.

R 400.12803 Policies and procedures.

Rule 803. The agency shall have and follow written policies and procedures for inter-country adoption services, including the requirements in R 400.12604, R 400.12605, and R 400.12808.

History: 2014 AACs; 2023 MR 12, Eff. June 26, 2023.

R 400.12804 Adoptive family evaluation.

Rule 804. (1) If an agency assists a family with an evaluation prepared specifically for the adoption of a child coming to the United States for the purpose of being adopted, then the agency shall complete adoptive evaluations as required in R 400.12605.

(2) Adoptive family evaluations accepted from other states or agencies in this state must be completed by an agency or social worker licensed to complete adoption home studies in the state where the evaluation was completed.

History: 2014 AACs; 2023 MR 12, Eff. June 26, 2023.

R 400.12805 Fees.

Rule 805. An agency shall have a specific fee policy that covers the following:

(a) That all fees are to be covered in a written agreement with applicants.

(b) What specific services are covered by the fees.

(c) Whether fees can change during an agreement.

(d) Fees associated with modifying the agreement.

(e) Specific fees for each country.

(f) Fees associated with changing countries.

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- (g) What fees can be transferred during the agreement.
- (h) What fees are refundable and at what points in time.
- (i) How fees are to be paid to individuals in other countries.
- (j) Which fees are to be paid to individuals in other countries.

History: 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12806 Placement.

Rule 806. (1) An agency shall require a social service supervisor or chief administrator, if the placement is recommended by a social service supervisor, to approve or deny the recommendation for placement. The decision must be documented in the record.

(2) An adoptive family evaluation completed by a different agency or licensed social worker, where legal, must be endorsed by the agency arranging the placement.

History: 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12807 Supervision.

Rule 807. (1) An agency shall provide post-placement supervision for the adoptive family at the adoptive parent's home as needed, but not less than once every month after the placement of a child and until the final order of adoption, or as required by the country where the adoption originated.

(2) An agency shall assess and record the child's and adoptive family's adjustment and, where needed, include plans to assist the child or adoptive family.

(3) An agency shall keep the adoptive parents informed of the results of the agency's continuing assessment of the placement at the conclusion of each visit.

History: 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

R 400.12808 Inter-country adoption record.

Rule 808. (1) An agency shall permanently retain a case record for each adoptive child after adoptive placement.

(2) The child record must contain all the following:

- (a) Orientation documentation as required by R 400.12604.
- (b) Evaluation documentation as required by R 400.12708.
- (c) Placement documentation as required by R 400.12709.
- (d) Supervision documentation as required by R 400.12711.

(3) An agency shall retain a case record for each applicant family for adoption.

(4) The applicant family record must contain all the following:

- (a) Orientation documentation as required by R 400.12604.
- (b) Adoptive family evaluation as required by R 400.12605.
- (c) Record of training provided.
- (d) Documentation of agency policies that were provided to applicants.
- (e) All documents pertaining to adoption evaluation required by R 400.12605.
- (f) Agency recommendation as required by R 400.12606.

(5) An agency shall retain each applicant family record for not less than 3 years after the agency's termination of services to the applicant family.

(6) If a branch or associate office of a child-placing agency ceases to operate, then the agency shall forward the branch's or office's adoption records to the central office of the branch or associate office.

(7) If a child-placing agency ceases to operate, the agency shall forward its child records to the department.

(8) If a child-placing agency ceases operation, the agency's adoptive applicant family records must be shredded or returned to the applicant family if services to the applicant family were terminated 3 or more years before the closure. Records must be forwarded to the central adoption division for all other records.

History: 2014 AACS; 2023 MR 12, Eff. June 26, 2023.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

BUREAU OF COMMUNITY AND HEALTH SYSTEMS

ADULT FOSTER CARE SMALL GROUP HOMES

PART 1. GENERAL PROVISIONS

**Annual Administrative Code Supplement
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R 400.14101

Source: 1994 AACS.

R 400.14102 Definitions.

Rule 102. (1) As used in these rules:

- (a) "Act" means the adult foster care facility licensing act, 1979 PA 218, MCL 400.701 to 400.737.
- (b) "Administrator" means the individual that is designated by the licensee to be responsible for the daily operation and management of the adult foster care small group home. The administrator may be the licensee.
- (c) "Admission policy" means a home's public statement of its purpose, eligibility requirements for admission, and application procedures for admission.
- (d) "Assessment plan" means a written statement that is prepared in cooperation with a responsible agency or individual that identifies the specific care and maintenance, services, and resident activities appropriate for each individual resident's physical and behavioral needs and well-being and the methods of providing the care and services, taking into account the preferences and competency of the individual.
- (e) "Assistive device" means the use of an item such as a pillow, pad, or medically supplied therapeutic support that is intended to achieve or maintain the proper position, posture, or balance of a resident. An assistive device may also be an item that is intended to promote, achieve, or maintain the resident's independence. Anything that is used with the intent to restrain a resident and that does not permit the resident to remove the device by himself or herself is a restraint and is not an assistive device.
- (f) "Capacity" means the maximum number of residents that a home is licensed for.
- (g) "Department" means the department of licensing and regulatory affairs.
- (h) "Designated representative" means the individual or agency that has been granted written authority, by a resident, to act on behalf of the resident or that is the legal guardian of a resident.
- (i) "Direct care staff" means the adult that is designated by the licensee to provide personal care, protection, and supervision to residents.
- (j) "Discharge policy" means a home's written statement of the conditions and procedures that a resident is discharged from the home by.
- (k) "Elopement" means a resident that has a service plan that requires notice or arranged supervision to leave the facility and is absent without notice or supervision.
- (l) "Health care appraisal" means a licensed physician's, licensed physician's assistant's, or registered nurse's statement that provides an assessment of the general physical condition of a resident.
- (m) "Home" means an adult foster care small group home.
- (n) "House rules" means those rules that are established by the licensee and that set expectations for resident conduct.
- (o) "Incident" means an intentional or unintentional event where a resident sustains physical or emotional harm, unexpected or unnatural death, is displaced by a natural disaster, or elopes as defined in these rules.
- (p) "Isolation" means the complete and unattended separation of a resident from staff and other residents.
- (q) "Members of the household" means all individuals that live in the home, exclusive of residents.
- (r) "Occupants" means all individuals that live in the home.
- (s) "Physical restraint" means the bodily holding of a resident with no more force than is necessary to limit the resident's movement.
- (t) "Premises" means the home, grounds, and all other appurtenances.
- (u) "Program statement" means a written description of the home's program that must at a minimum, include the following:
 - (i) The population to be served.
 - (ii) Program goals, services, in addition to those provided in the home, and community resources to meet the residents' needs.
 - (iii) Services to be provided in the home to the residents, including a description of the types of staff competencies that are necessary to carry out these services.
- (iv) A description of any contract agreement that services and programs are provided through.
- (v) "Related" means any of the following relationships by marriage, blood, or adoption:
 - (i) Spouse.
 - (ii) Child.
 - (iii) Parent.
 - (iv) Brother.
 - (v) Sister.
 - (vi) Grandparent.
 - (vii) Aunt.
 - (viii) Uncle.

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- (ix) Stepparent.
 - (x) Stepbrother.
 - (xi) Stepsister.
 - (xii) Cousin.
 - (w) "Resident" means an adult, as that term is defined in section 3 of the act, MCL 400.703.
 - (x) "Resident funds" means any money, securities, bonds, or stocks that are received by a licensee from, or on behalf of, a resident. Resident funds includes all of the following:
 - (i) Payment for adult foster care services.
 - (ii) Personal allowance.
 - (iii) Money held as a trust obligation.
 - (iv) Money in accounts with financial institutions.
 - (y) "Responsible agency" means a public or private organization that, after written agreement with a resident or the resident's designated representative, provides either or both of the following:
 - (i) Assessment planning and the establishment of an individual plan of service.
 - (ii) Maintenance of ongoing follow-up services while the resident is in the home.
 - (z) "Street floor" means any story or floor level that is accessible from the street or from outside the building at grade and, at the main entrance, is not more than 21 inches above, nor more than 12 inches below, street or grade level at those points.
 - (aa) "Substantial risk" means that a resident's behavior poses a serious imminent threat of bodily harm to himself or herself or others or the threat of the destruction of property, and the resident is capable of carrying out such harm or destruction.
 - (bb) "Transportation services" means vehicle travel by public or private carrier and related cost to and from program resources in the community, including consultation, medical, and other services.
 - (cc) "Valuables" means personal property of a resident, which includes jewelry, furniture, electronic equipment, appliances, and clothing items that have a value of more than \$25.00.
- (2) Terms defined in the act have the same meanings when used in these rules.
History: 1994 AACCS; 2023 MR 11, Eff. June 9, 2023.

R 400.14103
Source: 1994 AACCS.

R 400.14104
Source: 1994 AACCS.

R 400.14105
Source: 1994 AACCS.

R 400.14106
Source: 1994 AACCS.

R 400.14199
Source: 1994 AACCS.

PART 2. PROGRAM REQUIREMENTS

R 400.14201
Source: 1994 AACCS.

R 400.14202
Source: 1994 AACCS.

R 400.14203
Source: 1994 AACCS.

R 400.14204
Source: 1994 AACCS.

R 400.14205
Source: 1994 AACCS.

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R 400.14206
Source: 1994 AACS.

R 400.14207
Source: 1994 AACS.

R 400.14208
Source: 1994 AACS.

R 400.14209
Source: 1994 AACS.

R 400.14210
Source: 1994 AACS.

PART 3. RESIDENT CARE, SERVICES, AND RECORDS

R 400.14301
Source: 1994 AACS.

R 400.14302
Source: 1994 AACS.

R 400.14303
Source: 1994 AACS.

R 400.14304
Source: 1994 AACS.

R 400.14305
Source: 1994 AACS.

R 400.14306
Source: 1994 AACS.

R 400.14307
Source: 1994 AACS.

R 400.14308
Source: 1994 AACS.

R 400.14309
Source: 1994 AACS.

R 400.14310
Source: 1994 AACS.

R 400.14311 Incident notification, incident records.

Rule 311. (1) If a resident has a representative identified in writing on the resident's care agreement, a licensee shall report to the resident's representative within 48 hours after any of the following:

- (a) Unexpected or unnatural death of a resident.
- (b) Unexpected and preventable inpatient hospital admission.
- (c) Physical hostility or self-inflicted harm or harm to others resulting in injury that requires outside medical attention or law enforcement involvement.
- (d) Natural disaster or fire that results in evacuation of residents or discontinuation of services greater than 24 hours.
- (e) Elopement from the home if the resident's whereabouts is unknown.

(2) If an elopement occurs, staff shall conduct an immediate search to locate the resident. If the resident is not located within 30 minutes after the elopement occurred, staff shall contact law enforcement.

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- (3) An incident must be recorded on a department-approved form and kept in the home for a period of not less than 2 years.
- (4) The department may review incident reports during a renewal inspection or special investigation. This does not prohibit the department from requesting an incident report if determined necessary by the department. If the department does request an incident report, the licensee shall provide the report in electronic form within 24 hours after the request. The department shall maintain and protect these documents in accordance with state and federal laws, including privacy laws.

History: 1994 AACS; 2023 MR 11, Eff. June 9, 2023.

R 400.14312
Source: 1994 AACS.

R 400.14313
Source: 1994 AACS.

R 400.14314
Source: 1994 AACS.

R 400.14315
Source: 1994 AACS.

R 400.14316
Source: 1994 AACS.

R 400.14317
Source: 1994 AACS.

R 400.14318
Source: 1994 AACS.

R 400.14319
Source: 1994 AACS.

PART 4. ENVIRONMENTAL CONDITIONS

R 400.14401
Source: 1994 AACS.

R 400.14402
Source: 1994 AACS.

R 400.14403
Source: 1994 AACS.

R 400.14404
Source: 1994 AACS.

R 400.14405
Source: 1994 AACS.

R 400.14406
Source: 1994 AACS.

R 400.14407
Source: 1994 AACS.

R 400.14408
Source: 1994 AACS.

R 400.14409
Source: 1994 AACS.

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R 400.14410
Source: 1994 AACS.

R 400.14411
Source: 1994 AACS.

**PART 5. FIRE SAFETY; HOMES LICENSED OR PROPOSED TO BE LICENSED
AFTER MARCH 27, 1980**

R 400.14501
Source: 1994 AACS.

R 400.14502
Source: 1994 AACS.

R 400.14503
Source: 1994 AACS.

R 400.14504
Source: 1994 AACS.

R 400.14505
Source: 1994 AACS.

R 400.14506
Source: 1994 AACS.

R 400.14507
Source: 1994 AACS.

R 400.14508
Source: 1994 AACS.

R 400.14509
Source: 1994 AACS.

R 400.14510
Source: 1994 AACS.

R 400.14511
Source: 1994 AACS.

R 400.14512
Source: 1994 AACS.

PART 6. FIRE SAFETY; HOMES LICENSED ON OR BEFORE MARCH 27, 1980

R 400.14601
Source: 1994 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

BUREAU OF COMMUNITY AND HEALTH SYSTEMS

ADULT FOSTER CARE LARGE GROUP HOMES

PART 1. GENERAL PROVISIONS

R 400.15101
Source: 1994 AACS.

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R 400.15102 Definitions.

Rule 102. (1) As used in these rules:

- (a) "Act" means the adult foster care facility licensing act, 1979 PA 218, MCL 400.701 to 400.737.
- (b) "Administrator" means the individual that is designated by the licensee to be responsible for the daily operation and management of the adult foster care large group home. The administrator may be the licensee.
- (c) "Admission policy" means a home's public statement of its purpose, eligibility requirements for admission, and application procedures for admission.
- (d) "Assessment plan" means a written statement that is prepared in cooperation with a responsible agency or individual that identifies the specific care and maintenance, services, and resident activities appropriate for each individual resident's physical and behavioral needs and well-being and the methods of providing the care and services, taking into account the preferences and competency of the individual.
- (e) "Assistive device" means the use of an item such as a pillow, pad, or medically supplied therapeutic support that is intended to achieve or maintain the proper position, posture, or balance of a resident. An assistive device may also be an item that is intended to promote, achieve, or maintain the resident's independence. Anything that is used with the intent to restrain a resident and that does not permit the resident to remove the device by himself or herself is a restraint and is not an assistive device.
- (f) "Capacity" means the maximum number of residents that a home is licensed for.
- (g) "Department" means the department of licensing and regulatory affairs.
- (h) "Designated representative" means the individual or agency that has been granted written authority, by a resident, to act on behalf of the resident or that is the legal guardian of a resident.
- (i) "Direct care staff" means the adult that is designated by the licensee to provide personal care, protection, and supervision to residents.
- (j) "Discharge policy" means a home's written statement of the conditions and procedures that a resident is discharged from the home by.
- (k) "Elopement" means a resident that has a service plan that requires notice or arranged supervision to leave the facility and is absent without notice or supervision.
- (l) "Health care appraisal" means a licensed physician's, licensed physician assistant's, or registered nurse's statement that provides an assessment of the general physical condition of a resident.
- (m) "Home" means an adult foster care large group home.
- (n) "House rules" means those rules that are established by the licensee and that set expectations for resident conduct.
- (o) "Incident" means an intentional or unintentional event where a resident sustains physical or emotional harm, unexpected or unnatural death, is displaced by a natural disaster, or elopes.
- (p) "Isolation" means the complete and unattended separation of a resident from staff and other residents.
- (q) "Members of the household" means all individuals that live in the home, exclusive of residents.
- (r) "Occupants" means all individuals that live in the home.
- (s) "Physical restraint" means the bodily holding of a resident with no more force than is necessary to limit the resident's movement.
- (t) "Premises" means the home, grounds, and all other appurtenances.
- (u) "Program statement" means a written description of the home's program that must, at a minimum, include the following:
 - (i) The population to be served.
 - (ii) Program goals, services, in addition to those provided in the home, and community resources to meet the residents' needs.
 - (iii) Services to be provided in the home to the residents, including a description of the types of staff competencies that are necessary to carry out these services.
 - (iv) A description of any contract agreement that services and programs are provided through.
- (v) "Related" means any of the following relationships by marriage, blood, or adoption:
 - (i) Spouse.
 - (ii) Child.
 - (iii) Parent.
 - (iv) Brother.
 - (v) Sister.
 - (vi) Grandparent.
 - (vii) Aunt.
 - (viii) Uncle.
 - (ix) Stepparent.
 - (x) Stepbrother.

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- (xi) Stepsister.
 - (xii) Cousin.
 - (w) "Resident" means an adult, as that term is defined in section 3 of the act, MCL 400.703.
 - (x) "Resident funds" means any money, securities, bonds, or stocks that are received by a licensee from, or on behalf of, a resident. Resident funds includes all of the following:
 - (i) Payment for adult foster care services.
 - (ii) Personal allowance.
 - (iii) Money held as a trust obligation.
 - (iv) Money in accounts with financial institutions.
 - (y) "Responsible agency" means a public or private organization that, after written agreement with a resident or the resident's designated representative, provides either or both of the following:
 - (i) Assessment planning and the establishment of an individual plan of service.
 - (ii) Maintenance of ongoing follow-up services while the resident is in the home.
 - (z) "Street floor" means any story or floor level that is accessible from the street or from outside the building at grade and, at the main entrance, is not more than 21 inches above, nor more than 12 inches below, street or grade level at those points.
 - (aa) "Substantial risk" means that a resident's behavior poses a serious imminent threat of bodily harm to himself or herself or others or the threat of the destruction of property, and the resident is capable of carrying out such harm or destruction.
 - (bb) "Transportation services" means vehicle travel by public or private carrier and related cost to and from program resources in the community, including consultation, medical, and other services.
 - (cc) "Valuables" means personal property of a resident, including jewelry, furniture, electronic equipment, appliances, and clothing items that have a value of more than \$25.00.
- (2) Terms defined in the act have the same meanings when used in these rules.
History: 1994 AACCS; 2023 MR 11, Eff. June 9, 2023.

R 400.15103
Source: 1994 AACCS.

R 400.15104
Source: 1994 AACCS.

R 400.15105
Source: 1994 AACCS.

R 400.15106
Source: 1994 AACCS.

PART 2. PROGRAM REQUIREMENTS

R 400.15201
Source: 1994 AACCS.

R 400.15202
Source: 1994 AACCS.

R 400.15203
Source: 1994 AACCS.

R 400.15204
Source: 1994 AACCS.

R 400.15205
Source: 1994 AACCS.

R 400.15206
Source: 1994 AACCS.

R 400.15207

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Source: 1994 AACS.

R 400.15208

Source: 1994 AACS.

R 400.15209

Source: 1994 AACS.

R 400.15210

Source: 1994 AACS.

PART 3. RESIDENT CARE, SERVICES, AND RECORDS

R 400.15301

Source: 1994 AACS.

R 400.15302

Source: 1994 AACS.

R 400.15303

Source: 1994 AACS.

R 400.15304

Source: 1994 AACS.

R 400.15305

Source: 1994 AACS.

R 400.15306

Source: 1994 AACS.

R 400.15307

Source: 1994 AACS.

R 400.15308

Source: 1994 AACS.

R 400.15309

Source: 1994 AACS.

R 400.15310

Source: 1994 AACS.

R 400.15311 Incident notification, incident records.

Rule 311. (1) If a resident has a representative identified in writing on the resident's care agreement, a licensee shall report to the resident's representative within 48 hours after any of the following:

- (a) Unexpected or unnatural death of a resident.
- (b) Unexpected and preventable inpatient hospital admission.
- (c) Physical hostility or self-inflicted harm or harm to others resulting in injury that requires outside medical attention or law enforcement involvement.
- (d) Natural disaster or fire that results in evacuation of residents or discontinuation of services greater than 24 hours.
- (e) Elopement from the home if the resident's whereabouts is unknown.

(2) If an elopement occurs, staff shall conduct an immediate search to locate the resident. If the resident is not located within 30 minutes after the elopement occurred, staff shall contact law enforcement.

(3) An incident must be recorded on a department-approved form and kept in the home for a period of not less than 2 years.

(4) The department may review incident reports during a renewal inspection or special investigation. This does not prohibit the department from requesting an incident report when determined necessary by the department. If the department does request an incident report, the licensee shall provide the report in electronic form within 24 hours after the request. The

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department shall maintain and protect these documents in accordance with state and federal laws, including privacy laws.
History: 1994 AACS; 2023 MR 11, Eff. June 9, 2023.

R 400.15312
Source: 1994 AACS.

R 400.15313
Source: 1994 AACS.

R 400.15314
Source: 1994 AACS.

R 400.15315
Source: 1994 AACS.

R 400.15316
Source: 1994 AACS.

R 400.15317
Source: 1994 AACS.

R 400.15318
Source: 1994 AACS.

R 400.15319
Source: 1994 AACS.

PART 4. ENVIRONMENTAL CONDITIONS

R 400.15401
Source: 1994 AACS.

R 400.15402
Source: 1994 AACS.

R 400.15403
Source: 1994 AACS.

R 400.15404
Source: 1994 AACS.

R 400.15405
Source: 1994 AACS.

R 400.15406
Source: 1994 AACS.

R 400.15407
Source: 1994 AACS.

R 400.15408
Source: 1994 AACS.

R 400.15409
Source: 1994 AACS.

R 400.15410
Source: 1994 AACS.

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R 400.15411
Source: 1994 AACS.

**DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH
BUREAU OF REGULATORY SERVICES
ADULT FOSTER CARE FACILITY LICENSING AND CHILD CARE
ORGANIZATION
CONTESTED CASE HEARINGS**

R 400.16001
Source: 1998-2000 AACS.

**DEPARTMENT OF STATE POLICE
STATE FIRE SAFETY BOARD
ADULT FOSTER CARE FACILITIES
PART 1. GENERAL PROVISIONS**

R 400.18101
Source: 2012 AACS.

R 400.18102
Source: 2012 AACS.

R 400.18103
Source: 2012 AACS.

R 400.18104
Source: 2012 AACS.

R 400.18105
Source: 2012 AACS.

R 400.18106
Source: 2012 AACS.

R 400.18107
Source: 2012 AACS.

R 400.18108
Source: 2012 AACS.

R 400.18109
Source: 2012 AACS.

R 400.18110
Source: 2012 AACS.

R 400.18111
Source: 2012 AACS.

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PART 2. NEW SMALL AND LARGE ADULT FOSTER CARE FACILITIES

R 400.18201
Source: 2012 AACS.

R 400.18202
Source: 2012 AACS.

R 400.18203
Source: 2012 AACS.

R 400.18204
Source: 2012 AACS.

R 400.18205
Source: 2012 AACS.

R 400.18206
Source: 2012 AACS.

R 400.18207
Source: 2012 AACS.

R 400.18208
Source: 2012 AACS.

R 400.18209
Source: 2012 AACS.

R 400.18210
Source: 2012 AACS.

R 400.18211
Source: 2012 AACS.

R 400.18212
Source: 2012 AACS.

R 400.18213
Source: 2012 AACS.

R 400.18214
Source: 2012 AACS.

R 400.18215
Source: 2012 AACS.

R 400.18216
Source: 2012 AACS.

R 400.18217
Source: 2012 AACS.

R 400.18218
Source: 2012 AACS.

R 400.18219

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Source: 2012 AACS.

R 400.18220

Source: 2012 AACS.

R 400.18221

Source: 2012 AACS.

R 400.18222

Source: 2012 AACS.

R 400.18223

Source: 2012 AACS.

R 400.18224

Source: 2012 AACS.

R 400.18225

Source: 2012 AACS.

R 400.18226

Source: 2012 AACS.

**PART 3. EXISTING SMALL AND LARGE ADULT FOSTER CARE FACILITIES LICENSED ON OR BEFORE
MARCH 27, 1980; EXISTING SMALL AND LARGE ADULT FOSTER CARE FACILITIES LICENSED ON OR
BEFORE MARCH 27, 1980, AND RELICENSED BEFORE JULY 2, 1991**

R 400.18301

Source: 1994 AACS.

R 400.18302

Source: 1994 AACS.

R 400.18303

Source: 1994 AACS.

R 400.18304

Source: 1994 AACS.

R 400.18305

Source: 1994 AACS.

R 400.18306

Source: 1994 AACS.

R 400.18307

Source: 1994 AACS.

R 400.18308

Source: 1994 AACS.

R 400.18309

Source: 1994 AACS.

R 400.18310

Source: 1994 AACS.

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R 400.18311
Source: 1994 AACS.

R 400.18312
Source: 1994 AACS.

R 400.18313
Source: 1994 AACS.

R 400.18314
Source: 1997 AACS.

**PART 4. EXISTING SMALL AND LARGE ADULT FOSTER CARE FACILITIES LICENSED
AFTER MARCH 27, 1980**

R 400.18401
Source: 2012 AACS.

R 400.18402
Source: 2012 AACS.

R 400.18403
Source: 2012 AACS.

R 400.18404
Source: 2012 AACS.

R 400.18405
Source: 2012 AACS.

R 400.18406
Source: 2012 AACS.

R 400.18407
Source: 2012 AACS.

R 400.18408
Source: 2012 AACS.

R 400.18409
Source: 2012 AACS.

R 400.18410
Source: 2012 AACS.

R 400.18411
Source: 2012 AACS.

R 400.18412
Source: 2012 AACS.

R 400.18413
Source: 2012 AACS.

R 400.18414
Source: 2012 AACS.

R 400.18415
Source: 2012 AACS.

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R 400.18416
Source: 2012 AACS.

R 400.18417
Source: 2012 AACS.

R 400.18418
Source: 2012 AACS.

R 400.18419
Source: 2012 AACS.

R 400.18420
Source: 2012 AACS.

R 400.18421
Source: 2012 AACS.

R 400.18422
Source: 2012 AACS.

R 400.18423
Source: 2012 AACS.

R 400.18424
Source: 2012 AACS.

R 400.18425
Source: 2012 AACS.

PART 5. NEW ADULT AND FOSTER CARE CONGREGATE FACILITIES

R 400.18501
Source: 2012 AACS.

R 400.18502
Source: 2012 AACS.

PART 6. EXISTING ADULT FOSTER CARE CONGREGATE FACILITIES

R 400.18601
Source: 1994 AACS.

R 400.18602
Source: 1994 AACS.

R 400.18603
Source: 1994 AACS.

R 400.18604
Source: 1994 AACS.

R 400.18605
Source: 1994 AACS.

R 400.18606
Source: 1994 AACS.

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- R 400.18607**
Source: 1994 AACS.
- R 400.18608**
Source: 1994 AACS.
- R 400.18609**
Source: 1994 AACS.
- R 400.18610**
Source: 1994 AACS.
- R 400.18611**
Source: 1994 AACS.
- R 400.18612**
Source: 1994 AACS.
- R 400.18613**
Source: 1994 AACS.
- R 400.18614**
Source: 1994 AACS.
- R 400.18615**
Source: 1994 AACS.
- R 400.18616**
Source: 1994 AACS.
- R 400.18617**
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- R 400.18618**
Source: 1994 AACS.
- R 400.18619**
Source: 1994 AACS.
- R 400.18620**
Source: 1994 AACS.
- R 400.18621**
Source: 1994 AACS.
- R 400.18622**
Source: 1994 AACS.
- R 400.18623**
Source: 1994 AACS.
- R 400.18624**
Source: 1994 AACS.
- R 400.18625**
Source: 1994 AACS.
- R 400.18626**
Source: 1994 AACS.

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- R 400.18627**
Source: 1994 AACS.
- R 400.18628**
Source: 1994 AACS.
- R 400.18629**
Source: 1994 AACS.
- R 400.18630**
Source: 1994 AACS.
- R 400.18631**
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- R 400.18632**
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- R 400.18633**
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- R 400.18634**
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- R 400.18635**
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- R 400.18636**
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- R 400.18637**
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- R 400.18638**
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- R 400.18639**
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- R 400.18640**
Source: 1994 AACS.
- R 400.18641**
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- R 400.18642**
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- R 400.18643**
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- R 400.18644**
Source: 1994 AACS.
- R 400.18645**
Source: 1994 AACS.
- R 400.18646**
Source: 1994 AACS.

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R 400.18647
Source: 1994 AACS.

R 400.18648
Source: 1994 AACS.

R 400.18649
Source: 1994 AACS.

R 400.18650
Source: 1994 AACS.

R 400.18651
Source: 1994 AACS.

R 400.18652
Source: 1994 AACS.

R 400.18653
Source: 1994 AACS.

R 400.18654
Source: 1994 AACS.

R 400.18655
Source: 1994 AACS.

R 400.18656
Source: 1994 AACS.

R 400.18657
Source: 1994 AACS.

R 400.18658
Source: 1994 AACS.

R 400.18659
Source: 1994 AACS.

**PART 7. AMENDMENTS TO THE STANDARD FOR THE INSTALLATION, MAINTENANCE,
AND USE OF HOUSEHOLD FIRE WARNING EQUIPMENT (NFPA 74, 1989 EDITION,
NATIONAL FIRE PROTECTION ASSOCIATION)**

R 400.18701
Source: 1994 AACS.

R 400.18702
Source: 1994 AACS.

**DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH
BUREAU OF COMMUNITY SERVICES
COMMUNITY ACTION PROGRAMS
PART 1. GENERAL PROVISIONS**

R 400.19101

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Source: 2014 AACS.

R 400.19102

Source: 2014 AACS.

R 400.19103

Source: 1990 AACS.

R 400.19104

Source: 2014 AACS.

R 400.19105

Source: 2014 AACS.

R 400.19106

Source: 2014 AACS.

PART 2. BUREAU OF COMMUNITY ACTION AND ECONOMIC OPPORTUNITY

R 400.19201

Source: 2014 AACS.

R 400.19202

Source: 1990 AACS.

R 400.19203

Source: 2014 AACS.

R 400.19204

Source: 2014 AACS.

R 400.19205

Source: 2014 AACS.

R 400.19206

Source: 2014 AACS.

R 400.19207

Source: 1990 AACS.

R 400.19208

Source: 2014 AACS.

R 400.19209

Source: 2014 AACS.

PART 3. COMMISSION ON ECONOMIC AND SOCIAL OPPORTUNITY

R 400.19301

Source: 2014 AACS.

PART 4. COMMUNITY ACTION AGENCIES

R 400.19401

Source: 2014 AACS.

R 400.19402

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Source: 2014 AACS.

R 400.19403

Source: 2014 AACS.

R 400.19404

Source: 2014 AACS.

R 400.19405

Source: 2014 AACS.

R 400.19406

Source: 2014 AACS.

R 400.19407

Source: 2014 AACS.

R 400.19408

Source: 2014 AACS.

R 400.19409

Source: 2014 AACS.

R 400.19410

Source: 2014 AACS.

R 400.19411

Source: 2014 AACS.

R 400.19412

Source: 1990 AACS.

R 400.19413

Source: 1990 AACS.

R 400.19414

Source: 2014 AACS.

R 400.19415

Source: 2014 AACS.

PART 5. FINANCIAL REQUIREMENTS

R 400.19501

Source: 2014 AACS.

R 400.19502

Source: 2014 AACS.

R 400.19503

Source: 2014 AACS.

R 400.19504

Source: 2014 AACS.

R 400.19505

Source: 2014 AACS.

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R 400.19506
Source: 1990 AACS.

R 400.19507
Source: 1990 AACS.

R 400.19508
Source: 1990 AACS.

R 400.19509
Source: 1990 AACS.

R 400.19510
Source: 2014 AACS.

R 400.19511
Source: 2014 AACS.

R 400.19512
Source: 1990 AACS.

R 400.19513
Source: 1990 AACS.

R 400.19514
Source: 1990 AACS.

R 400.19515
Source: 2014 AACS.

PART 6. COMMUNITY ACTION AGENCY (CAA) STATUS DESIGNATION, RECISSION AND CHANGE

R 400.19601
Source: 2014 AACS.

R 400.19602
Source: 2014 AACS.

R 400.19603
Source: 2014 AACS.

R 400.19604
Source: 2014 AACS.

R 400.19605
Source: 2014 AACS.

R 400.19606
Source: 2014 AACS.

R 400.19607
Source: 2014 AACS.

R 400.19608
Source: 2014 AACS.

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PART 7. GRANTEE APPEALS AND APPEALS HEARINGS

- R 400.19701**
Source: 2014 AACS.
- R 400.19702**
Source: 2014 AACS.
- R 400.19703**
Source: 2014 AACS.
- R 400.19705**
Source: 2014 AACS.
- R 400.19706**
Source: 2014 AACS.

**DEPARTMENT OF MANAGEMENT AND BUDGET
OFFICE OF SERVICES TO THE AGING
STATE AND LOCAL PROGRAMS ON AGING**

PART 1. GENERAL PROVISIONS

- R 400.20101**
Source: 1983 AACS.
- R 400.20102**
Source: 1983 AACS.
- R 400.20103**
Source: 1983 AACS.
- R 400.20104**
Source: 1983 AACS.
- R 400.20105**
Source: 1983 AACS.
- R 400.20106**
Source: 1983 AACS.
- R 400.20107**
Source: 1983 AACS.
- R 400.20108**
Source: 1983 AACS.
- R 400.20109**
Source: 1983 AACS.

PART 2. COMMISSION ON SERVICES TO THE AGING

- R 400.20201**
Source: 1983 AACS.
- R 400.20202**

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Source: 1983 AACS.

R 400.20203

Source: 1983 AACS.

R 400.20204

Source: 1983 AACS.

R 400.20205

Source: 1983 AACS.

R 400.20206

Source: 1983 AACS.

R 400.20207

Source: 1983 AACS.

PART 3. OFFICE ON SERVICES TO THE AGING

R 400.20301

Source: 1983 AACS.

R 400.20302

Source: 1983 AACS.

R 400.20303

Source: 1983 AACS.

R 400.20304

Source: 1983 AACS.

R 400.20305

Source: 1983 AACS.

R 400.20306

Source: 1983 AACS.

R 400.20307

Source: 1983 AACS.

R 400.20308

Source: 1983 AACS.

R 400.20309

Source: 1983 AACS.

PART 4. AREA AGENCIES ON AGING

R 400.20401

Source: 1983 AACS.

R 400.20402

Source: 1983 AACS.

R 400.20403

Source: 1983 AACS.

R 400.20404

Source: 1983 AACS.

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R 400.20405
Source: 1983 AACS.

R 400.20406
Source: 1983 AACS.

R 400.20407
Source: 1983 AACS.

PART 5. FINANCIAL REQUIREMENTS

R 400.20501
Source: 1983 AACS.

R 400.20502
Source: 1983 AACS.

R 400.20503
Source: 1983 AACS.

R 400.20504
Source: 1983 AACS.

R 400.20505
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R 400.20506
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R 400.20507
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R 400.20508
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R 400.20509
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R 400.20510
Source: 1983 AACS.

R 400.20511
Source: 1983 AACS.

R 400.20512
Source: 1983 AACS.

R 400.20513
Source: 1983 AACS.

PART 6. APPEALS AND APPEALS HEARINGS

R 400.20601
Source: 1983 AACS.

R 400.20602
Source: 1983 AACS.

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R 400.20603
Source: 1983 AACS.

R 400.20604
Source: 1983 AACS.

R 400.20605
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R 400.20606
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R 400.20607
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R 400.20608
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R 400.20609
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R 400.20610
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R 400.20611
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R 400.20612
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R 400.20613
Source: 1983 AACS.

R 400.20614
Source: 1983 AACS.

R 400.20615
Source: 1983 AACS.